

THE
JOURNAL OF THE ASSEMBLY,

DURING
THE SIXTEENTH SESSION

OF THE
Legislature of the State of California,

1865-6,

BEGAN ON MONDAY, THE FOURTH DAY OF DECEMBER, EIGHTEEN HUNDRED AND SIXTY-FIVE,
AND ENDED ON MONDAY, THE SECOND DAY OF APRIL,
EIGHTEEN HUNDRED AND SIXTY-SIX



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JOURNAL

OF THE

PROCEEDINGS OF THE ASSEMBLY.

CALIFORNIA LEGISLATURE.—ASSEMBLY.

SIXTEENTH SESSION.

HOUSE OF ASSEMBLY,
Monday, December 4th, 1865. }

Pursuant to the requirements of law, the House was called to order at twelve o'clock, M., by O. C. Wheeler, Esq., the Clerk of the last session.

The roll of counties was called, when the following gentlemen appeared, were duly qualified, (the oath being administered by the Hon. Lorenzo Sawyer, Associate Justice of the Supreme Court,) and took their seats as members of the Assembly.

Alameda—Thomas Eagar, J. L. Wilson.

Alpine and Amador—H. Lee, M. Frink, Jr.

Butte—W. P. Tilden, George E. Smith.

Calaveras—Isaac Ayer, M. M. Collier, N. G. Sawyer.

Colusa and Tehama—William S. Long.

Contra Costa—Thomas A. Brown.

Del Norte and Klamath—L. H. Murch.

El Dorado—J. S. Campbell, J. F. Kidder, E. L. Smith, Edward F. Taylor.

Fresno—R. P. Mace.

Humboldt—A. S. Huostis.

Lake and Napa—J. M. Cogblan.

Lassen and Plumas—J. D. Goodwin.

Los Angeles—William H. Peterson, E. C. Parrish.

Marin—D. Olds, Jr.

Mariposa—J. W. Wilcox.

Mendocino—William Holden.

Merced and Stanislaus—R. H. Ward.

Mono and Tuolumne—J. E. Goodall, L. J. Hogle, O. Perrin.

Monterey—M. C. Ireland.
Nevada—John Pattison, George D. Dornin, R. Leech, H. L. Hatch.
Placer—John Yule, William Sexton.
Sacramento—Dwight Hollister, William B. Hunt, Thomas Hansbrow,
 J. B. Maholmb, P. J. Hopper.
San Bernardino—J. W. Satterwhite.
San Diego—D. B. Kurtz.
San Francisco—Charles Clayton, James Bowman, C. L. Wiggin, S. C.
 Bugbee, Henry Dutton, David Dwyer. J. A. McClelland, M. A. Braly,
 Michael Hawkins, Samuel L. Lupton, E. J. Chase.
San Joaquin—C. H. Chamberlain, W. E. Greene.
San Luis Obispo and Santa Barbara—R. J. Hill.
San Mateo—George Howard.
Santa Clara—John Zuck, J. M. Corey, A. B. Hunt.
Santa Cruz—William Anthony.
Sierra—M. A. Singleton, G. Meredith.
Siskiyou—Thomas H. Steele, J. K. Luttrell.
Solano—James M. Lemon.
Sonoma—A. C. Bledsoe, J. L. Downing.
Sutter—Francis Hamlin.
Trinity—J. C. Dorr.
Tulare—J. C. Brown.
Yolo—Charles F. Reed.
Yuba—T. J. Sherwood, A. I. Batchelder, Orrin Stewart.

Mr. Holden offered the following resolution :

Resolved, That the House now proceed to the election of permanent officers, in the following order :

1. Speaker.
2. Speaker pro tem.
3. Clerk.
4. Assistant Clerk.
5. Minute Clerk.
6. Sergeant-at-Arms.
7. Assistant Sergeant-at-Arms.
8. Enrolling Clerk.
9. Engrossing Clerk.
10. Journal Clerk.
11. Two Copying Clerks.

On motion of Mr. Eagar, laid on the table.

At twelve o'clock and twenty-five minutes p. m., the House adjourned until to-morrow at eleven o'clock.

IN ASSEMBLY.

HOUSE OF ASSEMBLY,
Tuesday, December 5th, 1865. }

House met pursuant to adjournment.

O. C. Wheeler, the Clerk of the last session, presiding.

Roll called.

Quorum present.

Journal of yesterday read and approved.

G. N. Chappell, John Bosquit, and O. H. Hoag, members elect, appeared, presented their credentials, were sworn, and took their seats.

Mr. Campbell offered the following resolution :

Resolved, That the House now proceed to the election of permanent officers, in the following order :

1. Speaker.
2. Speaker pro tem.
3. Chief Clerk.
4. Assistant Clerk.
5. Minute Clerk.
6. Sergeant-at-Arms.
7. Assistant Sergeant-at-Arms.
8. Enrolling Clerk.
9. Engrossing Clerk.
10. Journal Clerk.
11. Two Copying Clerks.
12. Watchman.

Adopted.

The House then proceeded to elect officers for the session.

FOR SPEAKER.

Mr. Chamberlain nominated John Yule.

Mr. Goodwin nominated John A. McClelland.

The vote was then taken, with the following result :

Names.	Yule.	McClelland.
Anthony.....	1	.....
Ayer.....	1	.....
Batchelder.....	1	.....
Bledsoe.....		1
Bosquit.....	1	.....
Bowman.....	1	.....
Brady.....		1
Brown of Contra Costa.....	1	.....
Brown of Tulare.....		1
Bugbee.....	1	.....
Campbell.....	1	.....

Names.	Yulo.	McClelland.
Chamberlain.....	1	.....
Chappell.....	1	.....
Chase.....		1
Clayton.....	1	.....
Coghlan.....	1	.....
Collier.....	1	.....
Corey.....	1	.....
Dorr.....	1	.....
Dornin.....	1	.....
Downing.....		1
Dutton.....	1	.....
Dwyer.....	1	.....
Eagar.....	1	.....
Frink.....	1	.....
Goodall.....	1	.....
Goodwin.....		1
Greene.....	1	.....
Hansbrow.....	1	.....
Hatch.....	1	.....
Hawkins.....		1
Hill.....	1	.....
Hogle.....	1	.....
Holden.....		1
Hollister.....	1	.....
Hopper.....	1	.....
Howard.....	1	.....
Hunt of Sacramento.....	1	.....
Hunt of Santa Clara.....	1	.....
Heustis.....	1	.....
Ireland.....	1	.....
Kidder.....	1	.....
Kurtz.....		1
Lee.....	1	.....
Leach.....	1	.....
Lemon.....	1	.....
Long.....		1
Lupton.....		1
Luttrell.....		1
Mace.....		1
Maholmb.....	1	.....
McClelland.....	1	.....
Meredith.....	1	.....
Murch.....	1	.....
Olds.....	1	.....
Parrish.....		1
Pattison.....	1	.....
Perrin.....	1	.....
Peterson.....		1
Reed.....	1	.....
Satterwhite.....		1
Sawyer.....	1	.....

Names.	Yule.	McClelland.
Sexton	1	.....
Sherwood	1	.....
Singleton	1	.....
Smith of Butte	1	.....
Smith of El Dorado	1	.....
Steele	1	.....
Stewart	1	.....
Taylor	1	.....
Tilden	1	.....
Ward .....	.....	1
Wiggin	1	.....
Wilcox	1	.....
Wilson	1	.....
Yule .....	.....	1
Zuck	1	.....
Totals	59	18

Mr. Yule, having received a majority of all the votes cast, was declared duly elected Speaker.

On motion of Mr. Campbell, a committee of two was appointed to wait upon Mr. Yule to the Chair.

Whereupon, Mr. Yule delivered the following address:

THE SPEAKER'S ADDRESS.

GENTLEMEN OF THE ASSEMBLY:—My heart is too full, my tongue too weak, my powers of utterance too feeble, to express my gratitude for this mark of your favor and esteem. As becomes one of my limited experience and humble capacity, I feel that the honor which you have conferred upon me is far, very far, in excess of my deserts. That I may honorably acquit myself in the responsible position to which your generous confidence has called me, will be my loftiest aspiration and constant aim. Of my inability to accomplish this result, without your hearty co-operation and kindly aid, I am acutely sensible; wherefore, gentlemen, I appeal to you for consideration commensurate with the fairness and impartiality on my part, which I most solemnly pledge you shall only be limited by my power to form correct conclusions.

Gentlemen, it has fallen to our lot to assemble at, perhaps, the most momentous period in the history of our State Legislature. For us it may have been reserved to write the brightest and most creditable, or the darkest and most infamous page of that history. When our latest predecessors occupied this floor, the boom of the deep-mouthed cannon and the clamor of contending armies, reverberated through the land. Then the defence of law, liberty, and justice, against slavery, anarchy, and monstrous wrong, depended on steel, force, and valor, and there was but little left for the legislator but to hope, pray, and bide the issue of war's conflicts and the decrees of God's providence. Since that time changes, great, wondrous, and varied in their nature and effect, have been wrought.

The towering form on which all loyal eyes then centred with hope, and love, and trust, and confidence, has been stricken down. The light which beamed from the pure and loving eyes of Lincoln, shedding its beacon rays far out upon the raging, gory waves of faction, to guide the struggling shipwrecked home, has been quenched by the dastard hand of one of those whom it shed its most radiant beams to save. The weary brain has found its rest—the furrows ploughed by a nation's cares, and the wrinkles wrought by our country's woes, have been smoothed by the cold hand of Death. The heart great enough to embrace with loving kindness every living creature, is encompassed by the narrow tomb. Dead though he be, his name is hallowed, next only to that of their God, by four millions of human beings whom his edict lifted from chatteldom to manhood, and his memory is embalmed in the throbbing hearts of other millions whose honor he defended, and whose country he was chief to save.

Gentlemen: Since our reticent, unyielding hero, Grant, with his invincible grand army—brilliant Sherman and his tireless hosts—impetuous, resistless Sheridan, and his inspired, confiding legions—struck the dripping sword from the tenacious grasp of treason, and forced the reluctant capitulation of a sullen foe; since treason has been driven from the open struggle on the tented field, to secret plotting in the council chamber; since our rebel enemies have substituted the Machiavellian subtlety of the Third Napoleon, for the military daring of the First, to obtain by cunning that which they were powerless to win by force; since, with the concealed venom of the Borgian reign, they would slay by the grasp of professed fraternity those who have escaped slaughter on the battle field, or death by starvation in their loathsome prison-pens, the contest in defence of loyalty demands other than warlike weapons, with other than simply military genius to wield and control them. As the soldier retires to the home from which he has so long been self-exiled, to enjoy its pleasures and disport his well earned laurels, on this and similar bodies devolves the duty of bringing to bear the deliberate judgment and firm purpose which shall maintain and perpetuate that which he has so nobly defended and preserved.

On this, not less than on former Legislatures, will devolve the duty of deliberating on measures tending to develop the material interests of our young and growing State; to reconcile and harmonize interests apparently antagonistic; to encourage the development of our mines by enactments in harmony with others for the protection and extension of agriculture, while manufactures and commerce should be fostered and encouraged.

In addition to these ordinary duties of a California Legislature, we, more than any who have preceded us, will be compelled to consider and grapple with questions of national politics of vital and engrossing interest. Foremost among these will be the ratification of that sublime Act of the last Congress, which guarantees to every inhabitant of our heaven-favored land, now and through all coming time, the right to "life, liberty, and the pursuit of happiness." To have the privilege of casting an affirmative vote on this proposition is to have won a title to fame such as millions have lived, toiled, and suffered in vain to achieve. As a fit sequel to the ratification of the Constitutional Amendment abolishing slavery, it may seem our duty to express an opinion concerning the relations which should henceforth exist between ourselves and the race enfranchised by its provisions.

A consideration of the immense burden of debt that rebellion has

entailed upon the nation, to pay our proportion whereof we and our posterity must endure onerous taxation for many years, will doubtless prompt you to devise schemes for such retrenchments and reforms as will lessen taxation for the payment of local expenses. The intricate questions involved in the present peculiar and anomalous attitude and relations to the General Government of the people lately in rebellion, demand the profound and dispassionate consideration of every lover of our country. Pregnant as are these questions with future weal or woe, they cannot, nor should they, be ignored. Our representatives in Congress will doubtless await, with anxious if not impatient interest, an expression from us of the opinion and will of California—Pacific's loyal, peerless and unsullied queen—concerning the conditions which she would impose, before admitting into full communion and equal sisterhood the late erring and polluted followers of the harlot of Secession.

Trusting that we may all give these and kindred subjects mature consideration, and each and all prove equal to the responsibilities of our respective trusts, I again most cordially thank you for the honor conferred upon me.

FOR SPEAKER PRO TEM.

Mr. Chappell nominated John W. Wilcox.

Mr. Goodwin nominated J. K. Luttrell.

The vote was then taken, with the following result:

Names.	Wilcox.	Luttrell.
Anthony	1	.....
Ayer	1	.....
Batchelder.....	1	.....
Bledsoe .....	.....	1
Bosquit.....	1	.....
Bowman.....	1	.....
Brady .....	.....	1
Brown of Contra Costa.....	1	.....
Brown of Tulare.....	.....	1
Bugbee	1	.....
Campbell.....	1	.....
Chamberlain	1	.....
Chappell.....	1	.....
Chase.....	.....	1
Clayton.....	1	.....
Coghlan	1	.....
Collier.....	1	.....
Corey.....	1	.....
Dorr.....	1	.....
Dornin	1	.....
Downing.....	.....	1
Dutton.....	1	.....
Dwyer.....	1	.....
Eagar.....	1	.....
Frink.....	1	.....

Names.	Wilcox.	Luttrell.
Goodall.....	1	.....
Goodwin.....		1
Greene.....	1	.....
Hamlin.....	1	.....
Hansbrow.....	1	.....
Hatch.....	1	.....
Hawkins.....		1
Hill.....	1	.....
Hoag.....		1
Hogle.....	1	.....
Holden.....		1
Hollister.....	1	.....
Hopper.....	1	.....
Howard.....	1	.....
Hunt of Sacramento.....	1	.....
Hunt of Santa Clara.....	1	.....
Huestis.....	1	.....
Ireland.....	1	.....
Kidder.....	1	.....
Kurtz.....		1
Lee.....	1	.....
Leech.....	1	.....
Lemon.....	1	.....
Long.....		1
Lupton.....		1
Luttrell.....	1	.....
Mace.....		1
Maholmb.....	1	.....
McClelland.....		1
Meredith.....	1	.....
Murch.....	1	.....
Olds.....	1	.....
Parrish.....		1
Pattison.....	1	.....
Perrin.....	1	.....
Peterson.....		1
Reed.....	1	.....
Satterwhite.....		1
Sawyer.....	1	.....
Sexton.....	1	.....
Sherwood.....	1	.....
Singleton.....	1	.....
Smith of Butte.....	1	.....
Smith of El Dorado.....	1	.....
Steele.....	1	.....
Stewart.....	1	.....
Taylor.....	1	.....
Tilden.....	1	.....
Ward.....		1
Wilcox.....		1

Names.	Wilcox.	Luttrell.
Wilson	1	.....
Yule	1	.....
Zuck	1	.....
Totals.....	59	19

Mr. Wilcox, having received a majority of all the votes cast, was declared duly elected Speaker pro tem.

Mr. Campbell offered the following resolution :

Resolved, That the Standing Rules of the last session be and they are hereby declared the rules by which this House shall be governed, until the House may deem proper to change them.

Adopted.

FOR CLERK.

Mr. Wiggin nominated M. D. Boruck.

Mr. Goodwin nominated S. M. Bishop.

The vote was then taken, with the following result :

Names.	Boruck.	Bishop.
Anthony	1	.....
Ayer.....	1	.....
Batchelder	1	.....
Bledsoe .....	.....	1
Bosquit ..	1	.....
Bowman	1	.....
Braly .....	.....	1
Brown of Contra Costa	1	.....
Brown of Tulare .....	.....	1
Bugbee.....	1	.....
Campbell	1	.....
Chamberlain.....	1	.....
Chappell	1	.....
Chase .....	.....	1
Clayton	1	.....
Coghlan	1	.....
Collier	1	.....
Corey.....	1	.....
Dorr.....	1	.....
Dornin	1	.....
Downing .....	.....	1
Dutton	1	.....
Dwyer.....	1	.....

Names.	Boruck.	Bishop.
Eagar.....	1	.....
Frink.....	1	.....
Goodall.....	1	.....
Goodwin.....	.....	1
Greene.....	1	.....
Hamlin.....	1	.....
Hansbrow.....	1	.....
Hatch.....	1	.....
Hawkins.....	.....	1
Hill.....	1	.....
Hoag.....	.....	1
Hogle.....	1	.....
Holden.....	.....	1
Hollister.....	1	.....
Hopper.....	1	.....
Howard.....	1	.....
Hunt of Sacramento.....	1	.....
Hunt of Santa Clara.....	1	.....
Huestis.....	1	.....
Ireland.....	1	.....
Kidder.....	1	.....
Kurtz.....	.....	1
Lee.....	1	.....
Leech.....	1	.....
Lemon.....	1	.....
Long.....	.....	1
Lupton.....	.....	1
Luttrell.....	.....	1
Mace.....	.....	1
Maholmb.....	1	.....
McClelland.....	.....	1
Meredith.....	1	.....
Murch.....	1	.....
Olds.....	1	.....
Parrish.....	.....	1
Pattison.....	1	.....
Perrin.....	1	.....
Peterson.....	.....	1
Reed.....	1	.....
Satterwhite.....	.....	1
Sawyer.....	1	.....
Sexton.....	1	.....
Sherwood.....	1	.....
Singleton.....	1	.....
Smith of Butte.....	1	.....
Smith of El Dorado.....	1	.....
Steele.....	1	.....
Stewart.....	1	.....
Taylor.....	1	.....
Tilden.....	1	.....
Ward.....	.....	1

Names.	Boruck.	Bishop.
Wiggin.....	1	.....
Wilcox.....	1	.....
Wilson.....	1	.....
Yule.....	1	.....
Zuck.....	1	.....
Totals.....	60	19

Mr. Boruck, having received a majority of all the votes cast, was declared duly elected.

FOR ASSISTANT CLERK.

Mr. Hopper nominated John H. Roberts.

Mr. Goodwin nominated John W. Bost

The vote was then taken, with the following result:

Names.	Roberts.	Bost.
Anthony	1	.....
Ayer.....	1	.....
Batchelder.....	1	.....
Bledsoe.....	.....	1
Bosquit	1	.....
Bowman	1	.....
Brady .....	.....	1
Brown of Contra Costa.....	1	.....
Brown of Tulare.....	.....	1
Bugbee.....	1	.....
Campbell.....	1	.....
Chamberlain	1	.....
Chappell.....	1	.....
Chase .....	.....	1
Clayton.....	1	.....
Coghlan.....	1	.....
Collier	1	.....
Corey	1	.....
Dorr.....	1	.....
Dornin	1	.....
Downing .....	.....	1
Dutton	1	.....
Dwyer	1	.....
Eagar.....	1	.....
Frink.....	1	.....
Goodall.....	1	.....
Goodwin .....	.....	1
Greene.....	1	.....
Hamlin.....	1	.....
Hansbrow.....	1	.....

Names.	Roberts.	Bost.
Hatch.. .. .	1	.....
Hawkins		1
Hill.....	1	.....
Hoag		1
Hogle.....	1	.....
Holden.....		1
Hollister.....	1	.....
Hopper.....	1	.....
Howard	1	.....
Hunt of Sacramento.....	1	.....
Hunt of Santa Clara.....	1	.....
Huestis.....	1	.....
Ireland	1	.....
Kidder	1	.....
Kurtz		1
Lee	1	.....
Leech.....	1	.....
Lemon	1	.....
Long.....		1
Lupton.....		1
Luttrell		1
Mace.....		1
Maholmb	1	.....
McClelland		1
Meredith.....	1	.....
Murch	1	.....
Olds.....	1	.....
Parrish.....		1
Pattison	1	.....
Perrin.....	1	.....
Peterson.....		1
Reed.....	1	.....
Satterwhite.....		1
Sawyer.....	1	.....
Sexton.....	1	.....
Sherwood	1	.....
Singleton	1	.....
Smith of Butte.....	1	.....
Smith of El Dorado.....	1	.....
Steele	1	.....
Stewart	1	.....
Taylor	1	.....
Tilden.....	1	.....
Ward.....		1
Wiggin.....	1	.....
Wilcox	1	.....
Wilson	1	.....
Yule.....	1	.....
Zuck	1	.....
Totals.....	60	19

Mr. Roberts, having received a majority of all the votes cast, was declared duly elected.

FOR MINUTE CLERK.

Mr. Wiggin nominated J. M. Wood.

Mr. Goodwin nominated W. H. Bond.

The vote was then taken, with the following result:

Names.	Wood.	Bond.
Anthony.....	1	.....
Ayer.....	1	.....
Batchelder.....	1	.....
Bledsoe.....	.....	1
Bosquit.....	1	.....
Bowman.....	1	.....
Braly.....	.....	1
Brown of Contra Costa.....	1	.....
Brown of Tulare.....	.....	1
Bugbee.....	1	.....
Campbell.....	1	.....
Chamberlain.....	1	.....
Chappell.....	1	.....
Chase.....	.....	1
Clayton.....	1	.....
Coghlan.....	1	.....
Collier.....	1	.....
Corey.....	1	.....
Dorr.....	1	.....
Dornin.....	1	.....
Downing.....	1	.....
Dutton.....	1	.....
Dwyer.....	1	.....
Eagar.....	1	.....
Frink.....	1	.....
Goodall.....	1	.....
Goodwin.....	.....	1
Greene.....	1	.....
Hamlin.....	1	.....
Hansbrow.....	1	.....
Hatch.....	1	.....
Hawkins.....	.....	1
Hill.....	1	.....
Hoag.....	.....	1
Hogle.....	1	.....
Holden.....	.....	1
Hollister.....	1	.....
Hopper.....	1	.....
Howard.....	1	.....
Hunt of Sacramento.....	1	.....
Hunt of Santa Clara.....	1	.....
Huestis.....	1	.....

Names.	Wood.	Bond.
Ireland.....	1	.....
Kidder.....	1	.....
Leech.....	1	.....
Lemon.....	1	.....
Long.....		1
Lupton.....		1
Luttrell.....		1
Mace.....		1
Maholmb.....	1	.....
McClelland.....		1
Meredith.....	1	.....
Murch.....	1	.....
Olds.....	1	.....
Parrish.....		1
Pattison.....	1	.....
Perrin.....	1	.....
Peterson.....		1
Reed.....	1	.....
Satterwhite.....		1
Sawyer.....	1	.....
Sexton.....	1	.....
Sherwood.....	1	.....
Singleton.....	1	.....
Smith of Butte.....	1	.....
Smith of El Dorado.....	1	.....
Steele.....	1	.....
Stewart.....	1	.....
Taylor.....	1	.....
Tilden.....	1	.....
Ward.....		1
Wiggin.....	1	.....
Wilcox.....	1	.....
Wilson.....	1	.....
Yule.....	1	.....
Zuck.....	1	.....
Totals.....	59	18

Mr. Wood, having received a majority of all the votes cast, was declared duly elected.

FOR SERGEANT-AT-ARMS.

Mr. Dutton nominated Benjamin Dore.

Mr. Goodwin nominated Elijah Bettis.

The vote was then taken, with the following result :

Names.	Dore.	Bettis.
Anthony	1	.....
Ayer	1	.....
Batchelder.....	1	.....
Bledsoe .....	.....	1
Bosquit.....	1	.....
Bowman	1	.....
Brown of Contra Costa.....	1	.....
Brown of Tulare.....	.....	1
Bugbee	1	.....
Chamberlain	1	.....
Chappell.....	1	.....
Chase.....	.....	1
Clayton.....	1	.....
Coghlan	1	.....
Collier	1	.....
Corey	1	.....
Dorr.....	1	.....
Downing.....	.....	1
Dutton	1	.....
Dwyer	1	.....
Eagar.....	1	.....
Frink.....	1	.....
Goodall.....	1	.....
Goodwin .....	.....	1
Greene	1	.....
Hamlin.....	1	.....
Hansbrow	1	.....
Hatch	1	.....
Hawkins .....	.....	1
Hill.....	1	.....
Hoag .....	.....	1
Hogle.....	1	.....
Holden .....	.....	1
Hollister.....	1	.....
Hopper.....	1	.....
Howard.....	1	.....
Hunt of Santa Clara..	1	.....
Huestis	1	.....
Kidder.....	1	.....
Lee	1	.....
Lecch	1	.....
Lemon.....	1	.....
Long.....	.....	1
Lupton .....	.....	1
Luttrell.....	.....	1
Mace .....	.....	1
Mabolmb.....	1	.....
McClelland.....	.....	1
Meredith.....	1	.....
Murch.....	1	.....
Olds	1	.....

Names.	Dore.	Bettis.
Parrish.....	.....	1
Pattison	1	.....
Perrin	1	.....
Peterson.....	.....	1
Reed	1	.....
Satterwhite.....	.....	1
Sawyer	1	.....
Sexton	1	.....
Sherwood.....	1	.....
Singleton	1	.....
Smith of Butte.....	1	.....
Smith of El Dorado.....	1	.....
Steele.....	1	.....
Stewart	1	.....
Taylor	1	.....
Tilden.....	1	.....
Ward .....	.....	1
Wiggin.....	1	.....
Wilcox	1	.....
Wilson.....	1	.....
Yule	1	.....
Zuck	1	.....
Totals.....	57	17

Mr. Dore, having received a majority of all the votes cast, was declared duly elected.

FOR ASSISTANT SERGEANT-AT-ARMS.

Mr. Campbell nominated Charles Roberts.

Mr. Goodwin nominated A. J. Starling.

The vote was then taken, with the following result :

Names.	Roberts.	Starling.
Anthony.....	1	.....
Ayer.....	1	.....
Batchelder	1	.....
Bledsoe.....	.....	1
Bosquit.....	1	.....
Bowman.....	1	.....
Brady .....	.....	1
Brown of Contra Costa.....	1	.....
Brown of Tulare.....	.....	1
Bugbee	1	.....
Campbell.....	1	.....
Chamberlain	1	.....

Names.	Roberts.	Stahng.
Chappell.....	1	.....
Chase.....	.....	1
Clayton.....	1	.....
Coghlan.....	1	.....
Collier.....	1	.....
Corey.....	1	.....
Dorr.....	1	.....
Dornin.....	1	.....
Downing.....	.....	1
Dutton.....	1	.....
Dwyer.....	1	.....
Eagar.....	1	.....
Frink.....	1	.....
Goodall.....	1	.....
Goodwin.....	.....	1
Greene.....	1	.....
Hamlin.....	1	.....
Hansbrow.....	1	.....
Hatch.....	1	.....
Hawkins.....	.....	1
Hill.....	1	.....
Hong.....	.....	1
Hogle.....	1	.....
Holden.....	.....	1
Hollister.....	1	.....
Hopper.....	1	.....
Howard.....	1	.....
Hunt of Sacramento.....	1	.....
Hunt of Santa Clara.....	1	.....
Huestis.....	1	.....
Ireland.....	1	.....
Kidder.....	1	.....
Kurtz.....	.....	1
Lee.....	1	.....
Leech.....	1	.....
Lemon.....	1	.....
Long.....	.....	1
Lupton.....	.....	1
Luttrell.....	.....	1
Mace.....	.....	1
Maholmb.....	1	.....
McClelland.....	.....	1
Meredith.....	1	.....
Murch.....	1	.....
Olds.....	1	.....
Parrish.....	.....	1
Pattison.....	1	.....
Perrin.....	1	.....
Peterson.....	.....	1

Names.	Roberts.	Starling.
Reed.....	1	.....
Satterwhite.....	.....	1
Sawyer.....	1	.....
Sexton.....	1	.....
Sherwood.....	1	.....
Singleton.....	1	.....
Smith of Butte.....	1	.....
Smith of El Dorado.....	1	.....
Steele.....	1	.....
Stewart.....	1	.....
Taylor.....	1	.....
Tilden.....	1	.....
Ward.....	.....	1
Wiggin.....	1	.....
Wilcox.....	1	.....
Wilson.....	1	.....
Yule.....	1	.....
Zuck.....	1	.....
Totals.....	60	19

Mr. Roberts, having received a majority of all the votes cast, was declared duly elected.

FOR ENROLLING CLERK.

Mr. Corey nominated J. E. Youngberg

Mr. Goodwin nominated F. B. Seudder.

The vote was then taken, with the following result :

Names.	Youngberg	Seudder.
Anthony.....	1	.....
Ayer.....	1	.....
Batchelder.....	1	.....
Bledsoe.....	.....	1
Bosquit.....	1	.....
Brady.....	.....	1
Brown of Contra Costa.....	1	.....
Brown of Tulare.....	.....	1
Bugbee.....	1	.....
Campbell.....	1	.....
Chamberlain.....	1	.....
Chappell.....	1	.....
Chase.....	.....	.....
Clayton.....	1	.....
Coghlan.....	1	.....
Collier.....	1	.....

Names.	Youngberg.	Scudder.
Corey	1	.....
Dorr.	1	.....
Dornin	1	.....
Downing .....	.....	1
Dutton	1	.....
Dwyer	1	.....
Eagar	1	.....
Frink	1	.....
Goodall	1	.....
Goodwin .....	.....	1
Greene	1	.....
Hamlin	1	.....
Hansbrow	1	.....
Hatch	1	.....
Hawkins .....	.....	1
Hoag .....	.....	1
Hogle	1	.....
Holden .....	.....	1
Hollister	1	.....
Hopper	1	.....
Howard	1	.....
Hunt of Sacramento	1	.....
Hunt of Santa Clara	1	.....
Huestis	1	.....
Ireland	1	.....
Kidder	1	.....
Kurtz .....	.....	1
Lee	1	.....
Leech	1	.....
Lemon	1	.....
Long .....	.....	1
Lupton .....	.....	1
Luttrell .....	.....	1
Mace .....	.....	1
Maholmb	1	.....
McClelland .....	.....	1
Meredith	1	.....
Murch	1	.....
Olds	1	.....
Parrish .....	.....	1
Pattison	1	.....
Perrin	1	.....
Peterson .....	.....	1
Satterwhite .....	.....	1
Sawyer	1	.....
Sexton	1	.....
Sherwood	1	.....
Singleton	1	.....
Smith of Butte	1	.....
Smith of El Dorado	1	.....
Steele	1	.....

Names.	Youngberg.	Scudder.
Stewart	1	.....
Taylor	1	.....
Tilden	1	.....
Ward		1
Wiggin	1	.....
Wilcox	1	.....
Wilson.....	1	.....
Yule	1	.....
Zuck	1	.....
Totals	57	19

Mr. Youngberg, having received a majority of all the votes cast, was declared duly elected.

FOR ENGROSSING CLERK.

Mr. Wilson nominated B. S. Marston.

Mr. Goodwin nominated R. M. Clarkin.

The vote was then taken, with the following result :

Names.	Marston.	Clarkin.
Anthony.....	1	.....
Ayer	1	.....
Batchelder.....	1	.....
Bledsoe		1
Bosquit.....	1	.....
Braly		1
Brown of Contra Costa	1	.....
Brown of Tulare		1
Bugbee	1	.....
Campbell	1	.....
Chamberlain	1	.....
Chappell	1	.....
Chase.....		1
Clayton.....	1	.....
Coghlan.....	1	.....
Collier	1	.....
Corey.....	1	.....
Dorr.....	1	.....
Dornin	1	.....
Downing.....		1
Dutton	1	.....
Dwyer.....	1	.....
Eagar	1	.....
Frink	1	.....

Names.	Marston.	Clarkin.
Goodall.....	1	.....
Goodwin.....		1
Greene	1	.....
Hamlin	1	.....
Hansbrow.....	1	.....
Hatch.....	1	.....
Hawkins		1
Hill.....	1	.....
Hoag		1
Hogle	1	.....
Hollister.....	1	.....
Hopper.....	1	.....
Howard	1	.....
Hunt of Sacramento.....	1	.....
Hunt of Santa Clara.....	1	.....
Huestis	1	.....
Ireland	1	.....
Kidder	1	.....
Kurtz.....		1
Lee.....	1	.....
Leech	1	.....
Lemon.....	1	.....
Long.....		1
Lupton		1
Luttrell		1
Mace		1
Maholmb.....	1	.....
McClelland.....		1
Meredith	1	.....
Murch.....	1	.....
Olds.....	1	.....
Parrish		1
Pattison	1	.....
Perrin.....	1	.....
Peterson.....		1
Reed.....	1	.....
Satterwhite.....		1
Sawyer.....	1	.....
Sexton	1	.....
Sherwood.....	1	.....
Singleton	1	.....
Smith of Butte.....	1	.....
Smith of El Dorado	1	.....
Steele.....	1	.....
Stewart	1	.....
Taylor.....	1	.....
Tilden.....	1	.....
Ward.....		1
Wiggin.....	1	.....
Wilcox	1	.....

Names.	Marston.	Clarkin.
Wilson	1	.....
Yule	1	.....
Zuck..	1	.....
Totals.....	57	18

Mr. Marston, having received a majority of all the votes cast, was declared duly elected.

FOR JOURNAL CLERK.

Mr. Heustis nominated John Drum.

Mr. Goodwin nominated Richard Duran.

The vote was then taken, with the following result :

Names.	Drum.	Duran.
Anthony.....	1	.....
Ayer.....	1	.....
Batchelder.....	1	.....
Bledsoe		1
Bosquit.....	1	.....
Braly		1
Brown of Contra Costa.....	1	.....
Brown of Tulare.....		1
Bugbee.....	1	.....
Campbell	1	.....
Chamberlain.....	1	.....
Chappell	1	.....
Chase		1
Clayton.....	1	.....
Coghlan.....	1	.....
Collier.....	1	.....
Corey	1	.....
Dorr	1	.....
Dornin	1	.....
Downing.....		1
Dutton	1	.....
Dwyer.....	1	.....
Eagar.....	1	.....
Frink.....	1	.....
Goodall.....	1	.....
Goodwin		1
Greene.....	1	.....
Hamlin.....	1	.....
Hansbrow.....	1	.....
Hatch.....	1	.....
Hawkins.....		1

Names.	Drum.	Duran.
Hoag .....	.....	1
Hogle	1	.....
Holden.....	.....	1
Hollister	1	.....
Hopper.....	1	.....
Howard.....	1	.....
Hunt of Sacramento.....	1	.....
Hunt of Santa Clara.....	1	.....
Huestis.....	1	.....
Ireland.....	1	.....
Kidder.....	1	.....
Kurtz.....	.....	1
Lee.....	1	.....
Leech.....	1	.....
Lemon.....	1	.....
Long.....	.....	1
Lupton .....	.....	1
Luttrell.....	.....	1
Mace .....	.....	1
Maholmb	1	.....
McClelland.....	.....	1
Meredith	1	.....
Murch.....	1	.....
Olds	1	.....
Parrish.....	.....	1
Pattison.....	1	.....
Perrin	1	.....
Peterson.....	.....	1
Reed	1	.....
Satterwhite.....	.....	1
Sawyer.....	1	.....
Sexton	1	.....
Sherwood.....	1	.....
Singleton	1	.....
Smith of Butte.....	1	.....
Smith of El Dorado.....	1	.....
Steele	1	.....
Stewart.....	1	.....
Taylor.....	1	.....
Tilden	1	.....
Ward .....	.....	1
Wiggin.....	1	.....
Wilcox	1	.....
Wilson.....	1	.....
Yule	1	.....
Zuck	1	.....
Totals	58	19

Mr. Drum, having received a majority of all the votes cast, was declared duly elected.

FOR COPYING CLERKS.

Mr. Wilcox nominated J. C. Breen.

Mr. Bugbee nominated E. L. Selfridge.

Mr. Goodwin nominated C. H. Brown.

Mr. Lupton nominated W. D. Kirkland.

The vote was then taken, with the following result :

Names.	Selfridge.	Breen.	Kirkland.	Brown.
Anthony	1	1	.....	.....
Ayer	1	1	.....	.....
Batchelder.....	1	1	.....	.....
Bledsoe.....	.....	.....	1	1
Bosquit.....	1	1	.....	.....
Braly.....	.....	.....	1	1
Brown of Contra Costa.....	1	1	.....	.....
Brown of Tulare.....	.....	.....	1	1
Bugbee	1	1	.....	.....
Campbell.....	1	1	.....	.....
Chamberlain.....	1	1	.....	.....
Chappell	1	1	.....	.....
Chase .....	.....	.....	1	1
Clayton.....	1	1	.....	.....
Coghlan	1	1	.....	.....
Collier.....	1	1	.....	.....
Corey	1	1	.....	.....
Dorr	1	1	.....	.....
Dornin	1	1	.....	.....
Downing.....	.....	.....	1	1
Dutton	1	1	.....	.....
Dwyer	1	1	.....	.....
Eagar..	1	1	.....	.....
Frink	1	1	.....	.....
Goodall	1	1	.....	.....
Goodwin.....	.....	.....	1	1
Greene	1	1	.....	.....
Hamlin	1	1	.....	.....
Hansbrow	1	1	.....	.....
Hatch.....	1	1	.....	.....
Hawkins.....	.....	.....	1	1
Hoag .....	.....	.....	1	1
Hogle.....	1	1	.....	.....
Holden.....	.....	.....	1	1
Hollister.....	1	1	.....	.....
Hopper.....	1	1	.....	.....
Hunt of Sacramento	1	1	.....	.....
Hunt of Santa Clara	1	1	.....	.....
Huestis	1	1	.....	.....
Ireland	1	1	.....	.....
Kidder.....	1	1	.....	.....
Kurtz.....	.....	.....	1	1
Lee	1	1	.....	.....

Names.	Selfridge.	Breen.	Kirkland.	Brown.
Leech.....	1	1		
Lemon.....	1	1		
Long.....			1	1
Lupton.....			1	1
Luttrell.....			1	1
Mace.....			1	1
Maholmb.....	1	1		
McClelland.....			1	1
Meredith ..	1	1		
Murch.....	1	1		
Olds.....	1	1		
Parrish			1	1
Pattison.....	1	1		
Perrin	1	1		
Peterson.....			1	1
Reed	1	1		
Satterwhite			1	1
Sawyer	1	1		
Sexton	1	1		
Sherwood.....	1	1		
Singleton.....	1	1		
Smith of Butte.....	1	1		
Smith of El Dorado.....	1	1		
Steele.....	1	1		
Stewart.....	1	1		
Taylor	1	1		
Tilden.....	1	1		
Ward			1	1
Wiggin	1	1		
Wilcox.....	1	1		
Wilson	1	1		
Yule.....	1	1		
Zuck.....	1	1		
Totals.....	57	57	19	19

Messrs. Breen and Selfridge, having received a majority of all the votes cast, were declared duly elected.

FOR WATCHMAN.

Mr. Green nominated J. H. Hathaway.

The vote was then taken, with the following result:

Names.	Hathaway.
Anthony	1
Ayer	1
Batchelder	1
Bosquit	1
Brady	1
Brown of Contra Costa	1
Bugbee	1
Campbell	1
Chamberlain	1
Chappell	1
Chase	1
Clayton	1
Coghan	1
Collier	1
Corey	1
Dornin	1
Dutton	1
Dwyer	1
Eagar	1
Frink	1
Goodall	1
Greene	1
Hamlin	1
Hansbrow	1
Hatch	1
Hogle	1
Holden	1
Hollister	1
Hopper	1
Howard	1
Hunt of Sacramento	1
Hunt of Santa Clara	1
Huestis	1
Ireland	1
Kidder	1
Kurtz	1
Lee	1
Leech	1
Lemon ..	1
Lupton	1
Luttrell	1
Mace	1
Maholmb	1
McClelland	1
Meredith	1
Murch	1
Olds	1
Pattison	1
Perrin	1
Peterson	1
Reed	1

Names.	Hathaway.
Sawyer	1
Sexton.....	1
Sherwood.....	1
Singleton.....	1
Smith of Butte.....	1
Smith of El Dorado.....	1
Steele.....	1
Stewart.....	1
Taylor	1
Tilden	1
Wiggin	1
Wilcox.....	1
Wilson	1
Yule.....	1
Zuck.....	1
Total.....	59

Mr. Hathaway, having received all the votes cast, was declared duly elected.

Mr. Chappell offered the following resolution :

Resolved, That this House proceed to elect a Chaplain.

Adopted.

FOR CHAPLAIN.

Mr. Hansbrow nominated Rev. J. E. Dwinelle.

Mr. Wilcox nominated Rev. M. C. Briggs.

Mr. Sawyer nominated Rev. Mr. Waugh.

Mr. Luttrell nominated Rev. Father Gallagher.

Mr. Ward nominated Rev. Mr. Pendergast.

Mr. Kurtz nominated Rev. W. H. Hill.

The vote was then taken, with the following result :

Names.	Hill.....	Pendergast..	Dwinelle	Briggs	Waugh	Gallagher ...
Anthony.....	1	.....	.....	.....
Ayer.....	1	.....	.....
Batchelder	1	.....	.....
Bosquit.	1	.....	.....
Bowman.....	1	.....	.....	.....
Brown of Contra Costa.....	1	.....	.....
Brown of Tulare.....	1	.....
Bugbee	1	.....	.....

Names.	Hill.....	Pendergast..	Dwinelle	Briggs.....	Vaugh.....	Gallagher....
Campbell.....				1		
Chamberlain.....				1		
Chappell				1		
Clayton.....				1		
Coghlan.....		1				
Collier.....				1		
Corey.....				1		
Dorr.....				1		
Dornin.....				1		
Downing.....					1	
Dutton.....			1			
Dwyer.....				1		
Eagar.....				1		
Frink.....				1		
Goodall.....				1		
Goodwin.....	1					
Greene.....				1		
Hamlin				1		
Hansbrow.....			1			
Hatch.....				1		
Hawkins.....		1				
Hoag.....						1
Hogle.....				1		
Holden.....		1				
Hollister.....			1			
Hopper.....			1			
Howard.....				1		
Hunt of Sacramento.....			1			
Hunt of Santa Clara.....				1		
Huestis				1		
Ireland.....				1		
Kidder.....				1		
Kurtz	1					
Leech.....				1		
Long.....						1
Lupton					1	
Luttrell.....						1
Mace.....	1					
Maholmb.....			1			
McClelland		1				
Meredith.....				1		
Murch				1		
Olds				1		
Parrish		1				
Pattison.....				1		
Perrin				1		
Peterson		1				
Reed.....				1		

Names.	Hill.....	Pendergust..	Dwinnle	Briggs.....	Wagh.....	Gallagher....
Sawyer				1		
Sexton						1
Sherwood				1		
Singleton.....	1					
Smith of Butte.....				1		
Smith of El Dorado				1		
Steele				1		
Stewart.....				1		
Taylor				1		
Tilden				1		
Ward.....		1				
Wiggin.....			1			
Wilcox.....				1		
Wilson				1		
Yule				1		
Zuck				1		
Totals	4	7	9	45	3	4

Rev. M. C. Briggs, having received a majority of all the votes cast, was declared duly elected.

The officers elect appeared, and were sworn in.

RESOLUTIONS.

Mr. Clayton offered the following resolution :

Resolved, That the Clerk of Assembly be and he is hereby instructed to inform the Senate of the organization of the Assembly by the election of the following officers, and are ready to proceed to the regular order of business of legislation :

Speaker John Yule.
 Speaker pro tem.....John Wilcox.
 Clerk Marcus D. Boruck.
 Assistant Clerk.....John H. Roberts.
 Minute ClerkJ. M. Wood.
 Sergeant-at-Arms..... Benjamin Dore.
 Assistant Sergeant-at-ArmsCharles Roberts
 Enrolling Clerk.....J. E. Youngberg.
 Engrossing Clerk.. ..B. S. Marston.
 Journal Clerk.....John Drum.
 Copying Clerk.....E. L. Selfridge.
 Copying ClerkJ. C. Breen.
 Watchman.....J. H. Hathaway.
 Chaplain.....Rev. M. C. Briggs.

Adopted.

Mr. Perrin offered the following resolution :

Resolved, That the Sergeant-at-Arms be directed to furnish each member of this body with five daily papers published in this State, or their equivalent in weeklies.

Adopted.

Mr. Campbell offered the following resolution :

Resolved, That a committee of five be appointed by the Speaker to prepare rules for the government of the Assembly, and that such committee be authorized to act with a similar committee from the Senate on joint rules.

Adopted.

Mr. Chamberlain offered the following resolution :

Resolved, That the pay of the Chaplain of this House shall be five dollars per day.

Adopted.

Mr. Tilden offered a concurrent resolution for the appointment of a joint committee to inform the Governor that the Legislature is organized and ready to proceed to business.

Adopted.

At one o'clock, P. M., on motion of Mr. Bowman, the House adjourned.

IN ASSEMBLY.

HOUSE OF ASSEMBLY,
Wednesday, December 6th, 1865. }

House met pursuant to adjournment.

Speaker in the Chair.

Roll called.

Quorum present.

A prayer was delivered by the Reverend Mr. Briggs.

Mr. Hearst, member elect from San Francisco, appeared, was sworn in, and took his seat.

The Speaker announced the following appointments :

Pages—Masters Thomas D. Meredith, A. B. Selkirk, J. H. Lee.

Post Office Page—Master James Borland.

Paper Folder—Master Charles Turner.

Porters—Lewis Callish, A. S. Brown.

Journal of yesterday read and approved.

Mr. Eagar introduced a joint resolution providing for a ratification of the amendments to the Constitution of the United States.

Read first and second times.

Mr. Wilcox moved to suspend the rules and put the resolution on its final passage, and demanded the previous question, which was sustained.

On suspending the rules, the ayes and noes were demanded, by Messrs. Holden, Ward, and Goodwin, and the motion prevailed, by the following vote :

AYES—Messrs. Anthony, Ayer, Batchelder, Bosquit, Bowman, Brown of Contra Costa, Bugbee, Campbell, Chamberlain, Chappell, Clayton, Coghlan, Collier, Corey, Dorr, Dornin, Dutton, Dwyer, Eagar, Frink, Goodall, Goodwin, Greene, Hamlin, Hansbrow, Hatch, Hill, Hogle, Hollister, Hopper, Howard, Hunt of Sacramento, Hunt of Santa Clara, Huestis, Ireland, Kidder, Kurtz, Lee, Leech, Lemon, Maholmb, Meredith, Murch, Olds, Pattison, Perrin, Reed, Satterwhite, Sawyer, Sexton, Sherwood, Singleton, Smith of Butte, Smith of El Dorado, Steele, Stewart, Taylor, Tilden, Wilcox, Wilson, Zuck, and Mr. Speaker—62.

NOES—Messrs. Bledsoe, Braly, Brown of Tulare, Downing, Hawkins, Hoag, Holden, Hearst, Long, Lupton, Luttrell, Mace, McClelland, Parrish, Peterson, and Ward—16.

On the passage of the resolution, the ayes and noes were demanded, by Messrs. Wilcox, Eagar, and Kidder, and taken, with the following result :

AYES—Messrs. Anthony, Ayer, Batchelder, Bosquit, Bowman, Braly, Brown of Contra Costa, Brown of Tulare, Bugbee, Campbell, Chamberlain, Chappell, Clayton, Coghlan, Collier, Corey, Dorr, Dornin, Dutton, Dwyer, Eagar, Frink, Goodall, Greene, Hamlin, Hansbrow, Hatch, Hawkins, Hill, Hogle, Hollister, Hopper, Howard, Hunt of Sacramento, Hunt of Santa Clara, Huestis, Ireland, Kidder, Lee, Leech, Lemon, Lupton, Luttrell, Maholmb, McClelland, Meredith, Murch, Olds, Pattison, Perrin, Peterson, Reed, Sawyer, Sexton, Sherwood, Singleton, Smith of Butte, Smith of El Dorado, Steele, Stewart, Taylor, Tilden, Wilcox, Wilson, Zuck, and Mr. Speaker—66

NOES—Messrs. Bledsoe, Downing, Goodwin, Hoag, Hearst, Holden, Long, Mace, Parrish, Satterwhite, and Ward—11

Mr. Holden gave notice of reconsideration

The Speaker appointed Messrs. Wilcox, Tilden, and Clayton, a committee on the part of the House to wait upon the Governor.

The Speaker announced the following committees :

COMMITTEE ON ELECTIONS.

Messrs. Hansbrow, Reed, Chamberlain, Dorr, Coghlan, Collier, and Holden.

COMMITTEE ON MILEAGE.

Messrs. Meredith, Goodall, Hill, Anthony, and McClelland

COMMITTEE ON RULES FOR THE GOVERNMENT OF THE ASSEMBLY

Messrs. Campbell, Perrin, Chappell, Bowman, and Eagar.

The House concurred in Senate concurrent resolution to appoint joint committee to wait upon the Governor.

The Speaker presented to the House the papers in the contested election case of Johnson and Kurtz.

Referred to the Committee on Elections.

RESOLUTIONS

Mr. Hansbrow offered the following resolution :

Resolved, That Bartley Cavanaugh, the present incumbent, is hereby appointed Fireman in the Assembly Chamber, at a per diem of four dollars, to be paid out of the Contingent Fund of the Assembly.

Adopted.

Mr. Wilcox offered the following resolution :

Resolved, That the Assembly now proceed to the election of a Second Assistant Clerk, whose duty it shall be to assist the Clerks at the desk, and whose per diem shall be the same as allowed by law to the Assistant Clerk.

Adopted.

FOR ASSISTANT CLERK.

Mr. Wilcox nominated Mr. Wickes

Mr. Downing nominated Mr. Haswell.

Mr. Sherwood nominated Mr. Hubbard

The roll was then called with the following result :

Names.	Wickes.	Haswell	Hubbard.
Anthony.....	1	1	
Ayer.....	1		
Batchelder.....			1
Bledsoe.....		1	
Bosquit.....	1		
Bowman.....	1		
Brady.....			1
Brown of Contra Costa.....	1		
Brown of Tulare.....		1	
Bugbee.....	1		
Campbell.....	1		
Chappell.....		1	
Clayton.....	1		
Coghlan.....	1		
Collier.....	1		
Corey.....	1		
Dorr.....	1		
Dornin.....	1		
Downing.....		1	
Dutton.....	1		
Dwyer.....	1		
Eagar.....	1		

Names.	Wickes.	Haswell.	Hubbard
Frink.....	1		
Goodall.....	1		
Goodwin.....			1
Greene.....			1
Hamlin.....			1
Hansbrow.....	1		
Hatch.....	1		
Hawkins.....			1
Hill.....	1		
Hoag.....			1
Hogle.....	1		
Holden.....			1
Hollister.....	1		
Hopper.....			1
Howard.....			1
Hunt of Sacramento.....			1
Hunt of Santa Clara.....			1
Huestis.....	1		
Hearst.....		1	
Ireland.....			1
Kidder.....	1		
Lee.....			1
Leech.....	1		
Lemon.....	1		
Long.....		1	
Lupton.....			1
Luttrell.....			1
Mace.....			1
Maholmb.....	1		
McClelland.....			1
Meredith.....			1
Murch.....	1		
Olds.....			1
Parrish.....			1
Pattison.....	1		
Perrin.....	1		
Peterson.....			1
Reed.....	1		
Satterwhite.....			1
Sawyer.....	1		
Sexton.....	1		
Sherwood.....			1
Singleton.....			1
Smith of Butte.....			1
Smith of El Dorado.....	1		
Steele.....			1
Stewart.....			1
Taylor.....	1		
Tilden.....	1		

Names.	Wickes.	Haswell.	Hubbard.
Ward.....			1
Wilcox.....	1		
Wilson	1		
Zuck.....		1	
Totals.....	38	8	29

Mr. Wickes, having received a majority of all the votes cast, was declared duly elected.

Mr. McClelland offered the following resolution :

Resolved, That the Sergeant-at-Arms be requested to furnish postage stamps or express envelops to each member of the Assembly, and the Chief Clerk, and his Assistant, to the amount of twenty-five dollars.

Adopted.

Mr. Holden introduced a bill for an Act to provide for purchasing postage stamps and express envelops for members and officers of the Legislature at its sixteenth session.

Read first and second times, and placed on file.

RESOLUTIONS.

Mr. Tilden offered the following resolution :

Resolved, That the Sergeant-at Arms be and is hereby authorized to appoint a Clerk, with compensation the same as allowed by law to the Assistant Clerks of the House.

Adopted.

Mr. Wilcox offered the following resolution :

Resolved, That the Sergeant-at-Arms be and he is hereby authorized to receipt to the Controller of State for all warrants for per diem and mileage of the Speaker and members of the Assembly, and for per diem of officers, Clerks, and attachés of the Assembly.

Adopted.

Mr. Hansbrow offered the following resolution :

Resolved, That the Sergeant-at-Arms furnish the newspaper reporters with the stationery they require.

Adopted.

Mr. Campbell offered the following resolution :

Resolved, That a committee of three be appointed to see what claims the temporary officers and pages have, and report the same to the House.

Adopted.

MESSAGES FROM THE SENATE.

The following messages were received from the Senate :

SENATE CHAMBER,
December 5th, 1865. }

MR. SPEAKER :—I am directed by the Senate to inform your honorable body that the Senate is now organized and ready to proceed with legislative business, with the following officers, viz :

President pro tem.....	L. P. Wright.
Secretary.....	John White.
Assistant Secretary.....	Chas. W. Gordon.
Minute Clerk.....	Martin Rowan.
Journal Clerk.....	W. F. Huestis.
Sergeant-at-Arms.....	John Moran.
Assistant Sergeant-at-Arms.....	Jas. Lane.
Enrolling Clerk.....	Albert Hart.
Engrossing Clerk.....	M. E. Gelston.
Copying Clerk.....	E. B. Edson.
Copying Clerk.....	Bart. Morgan.
Assistant Clerk.....	W. A. Selkirk.

JOHN WHITE,
Secretary of Senate.

SENATE CHAMBER,
December 6th, 1865. }

MR. SPEAKER :—The Senate on yesterday adopted concurrent resolution No. 1, to appoint a committee of five to prepare and report a system of Rules for the government of the Senate ; said committee to act with a committee of the Assembly in recommending the Joint Rules of both Houses ; and that in the meantime this Senate be governed by the Senate Rules of the last session ;

Also, concurrent resolution No. 2, appointing Cornelius Brown fireman for both Houses of the Legislature for the present session, at a per diem of four dollars, payable out of the Contingent Fund of each House ;

Also, concurrent resolution No. 3, appointing James Penny to clean up in the rear of the Capitol Building, with the same per diem as Porters ;

Also, concurrent resolution No. 4, appointing a joint committee of six—three from each House—to wait upon the Governor and inform him of the organization of the Legislature, and that they are ready to receive any communication his excellency may be pleased to make.

CHARLES W. GORDON,
Assistant Secretary.

CONSIDERATION OF SENATE MESSAGES.

Senate resolution No 1, above reported, concurred in.

Senate concurrent resolution No. 2, above reported, concurred in.

Senate concurrent resolution No. 3, above reported, concurred in.

NOTICES OF BILLS.

Notices of the introduction of bills were given as follows :

By Mr. Chase, for an Act to amend the mechanics' lien law.

By Mr. Wilson, for an Act to provide for a registry law.

By Mr. Kurtz, for an Act granting to certain parties the right to construct a wagon road from the town of San Diego, direct to Fort Yuma.

Mr. Dutton introduced a bill for an Act for the better punishment of persons who shall be more than once convicted of felony or petit larceny.

Read first and second times, and referred to Judiciary Committee.

At twelve o'clock and thirty minutes, P. M., on motion of Mr. Wilcox, the House adjourned till Friday morning at eleven o'clock.

 IN ASSEMBLY.

HOUSE OF ASSEMBLY,
Friday, December 8th, 1865. }

House met pursuant to adjournment.

Speaker in the Chair.

Roll called.

Quorum present.

Messrs. Clayton, Bugbee, Dwyer, Wiggin, Lemon, Howard, Stewart, Hawkins, Chase, Hearst, and Hansbrow, had leave of absence.

Prayer by the Chaplain, Reverend Mr. Briggs.

Journal of Wednesday read and approved.

The Speaker announced the following committees :

ON ENGROSSMENT.

Messrs. Wilson, Stewart, Singleton, Hogle, and Peterson.

ON ENROLMENT.

Messrs. Corey, Dornin, and Mace.

JOINT COMMITTEE ON PRINTING.

Messrs. Sawyer, Hopper, and Hill.

ON CLAIMS OF TEMPORARY OFFICERS.

Messrs. Eagar, Chamberlain, and Leach.

The Speaker also appointed E. W. Thomas, Porter for the Assembly.
Mr. Wickes, Assistant Clerk, appeared and took the oath of office.

Mr. Luttrell introduced a concurrent resolution relative to the disposition of the mineral lands.

Mr. Frink moved to lay the resolution upon the table.

On which, Messrs. Taylor, Perrin, and Hopper, demanded the ayes and noes, and the motion prevailed, by the following vote :

AYES—Messrs. Anthony, Batchelder, Bosquit, Bowman, Braly, Brown of Contra Costa, Chamberlain, Coghlan, Collier, Dorr, Dornin, Dutton, Frink, Goodall, Greene, Hamlin, Hatch, Hill, Hogle, Hunt of Sacramento, Hunt of Santa Clara, Huestis, Ireland, Kidder, Kurtz, Lee, Leech, Meredith, Murch, Olds, Parrish, Pattison, Reed, Sherwood, Singleton, Stewart, Ward, Wilson, and Zuck—39.

NOES—Messrs. Ayer, Bledsoe, Brown of Tulare, Corey, Dowling, Goodwin, Hoag, Holden, Hollister, Hopper, Long, Lupton, Luttrell, Mace, Maholmb, McClelland, Perrin, Peterson, Satterwhite, Sexton, Smith of Butte, Smith of El Dorado, Steele, Taylor, and Mr. Speaker—25.

Mr. Holden introduced a concurrent resolution on the subject of negro suffrage.

Mr. Eagar moved to refer to Committee on Federal Relations.

Mr. Smith moved to lay the resolution on the table.

On which, Messrs. Holden, Sherwood, and Chamberlain, demanded the ayes and noes, and the motion prevailed, by the following vote :

AYES—Messrs. Anthony, Ayer, Batchelder, Bosquit, Bowman, Braly, Brown of Contra Costa, Chamberlain, Coghlan, Collier, Corey, Dorr, Dornin, Dutton, Eagar, Frink, Goodall, Greene, Hamlin, Hatch, Hill, Hogle, Hollister, Hopper, Hunt of Sacramento, Hunt of Santa Clara, Huestis, Ireland, Kidder, Lee, Leech, Maholmb, Meredith, Murch, Olds, Pattison, Perrin, Reed, Sawyer, Sexton, Sherwood, Singleton, Smith of Butte, Smith of El Dorado, Steele, Stuart, Taylor, Wilson, Zuck, and Mr. Speaker—50.

NOES—Messrs. Bledsoe, Brown of Tulare, Downing, Goodwin, Hoag, Holden, Kurtz, Long, Lupton, Luttrell, Mace, McClelland, Parrish, Peterson, Satterwhite, and Ward—16.

RESOLUTIONS.

Mr. Coghlan introduced the following resolution :

Resolved, That the Sergeant-at-Arms be and is hereby authorized to procure suitable rooms for the use of the different committees that have already been or may hereafter be appointed by the Speaker of this House.

Adopted

Mr. Frink introduced the following resolution :

Resolved, That Roderick Matheson be appointed an Assistant Paper-folder of this House.

On which Messrs. Holden, Mace, and Corey, demanded the ayes and noes, which were taken, with the following result :

AYES—Messrs. Bosquit, Bowman, Braly, Brown of Contra Costa, Dornin, Eagar, Frink, Hatch, Hogle, Hopper, Hunt of Sacramento, Huestis, Kidder, Lee, Satterwhite, Sawyer, Sherwood, Smith of Butte, Stewart, Ward, and Mr. Speaker—21.

NOES—Messrs. Anthony, Ayer, Batchelder, Bledsoe, Brown of Tulare, Chamberlain, Collier, Corey, Downing, Goodall, Goodwin, Hill, Hoag, Holden, Hunt of Santa Clara, Ireland, Kurtz, Leech, Long, Luttrell,

Mace, Maholmb, McClelland, Meredith, Murch, Parrish, Pattison, Perrin, Peterson, Reed, Sexton, Singleton, Smith of El Dorado, Steele, Taylor, and Zuck—36.

Mr. Wilcox made the following report :

MR. SPEAKER :—The Special Committee appointed to wait on the Governor, and inform him of the organization of the Legislature, have discharged the duty assigned them, and report that his excellency will send in his Biennial Message forthwith.

WILCOX,
TILDEN,
Assembly Committee.
WRIGHT,
CUNNINGHAM,
WOLCOTT,
Senate Committee.

MESSAGE FROM THE SENATE.

The following message was received from the Senate :

SENATE CHAMBER, }
December 8th. 1865. }

MR. SPEAKER :—The Senate, this day, passed an Act entitled an Act respecting the Police Court of the City and County of San Francisco.

JOHN WHITE,
Secretary.

Senate bill above reported was read first and second times, rules suspended, read third time, and passed.

NOTICES OF BILLS.

Notices of the introduction of bills were given as follows :

By Mr. Goodall, for an Act fixing the time of holding the County Court in Mono County ;

Also, for an Act to fix the salaries of the County Judge and District Attorney of Mono County.

By Mr. Sherwood, for an Act to exempt active and exempt firemen of the City of Marysville from jury duty.

By Mr. Satterwhite, for an Act to amend an Act entitled an Act to create a Board of Water Commissioners in and for the County of San Bernardino, and to define their duties.

Mr. Chamberlain introduced a bill for an Act to amend an Act entitled an Act prescribing the manner of electing United States Senators, approved April fourteenth, eighteen hundred and fifty-five.

Read first time.

Mr. Chamberlain moved to suspend the rules, to have the bill read second time.

Upon which, the ayes and noes were demanded, by Messrs. Holden, Peterson, and Mace, and the rules were suspended, by the following vote :

AYES—Messrs. Anthony, Ayer, Batchelder, Bosquit, Bowman, Brown of Contra Costa, Chamberlain, Collier, Corey, Dorr, Dornin, Dutton,

Eagar, Frink, Goodall, Greene, Hamlin, Hatch, Hill, Hogle, Hollister, Hopper, Hunt of Sacramento, Hunt of Santa Clara, Huestis, Ireland, Kidder, Kurtz, Lee, Leech, Maholmb, Meredith, Murch, Olds, Pattison, Perrin, Reed, Satterwhite, Sawyer, Sexton, Sherwood, Singleton, Smith of El Dorado, Steele, Stewart, Taylor, Tilden, Ward, Wilcox, Wilson, Zuck, and Mr. Speaker—52.

NOES—Messrs Bledsoe, Braly, Brown of Tulare, Downing, Goodwin, Hoag, Holden, Long, Mace, McClelland, Parrish, Peterson, and Smith of Butte—13.

The bill was then read the second time, and placed on file.

Mr. Meredith made the following report:

MR. SPEAKER:—Your Committee on Mileage return to you the following report, which is based upon the legal distances from the various county seats to the Capital, and by adding to or deducting from that distance, as the member resides nearer or further than the county seat from the Capital:

Names.	Miles.	Amount.
Anthony.....	490	\$98 00
Ayer	190	38 00
Batchelder.....	168	33 60
Bledsoe.....	284	56 80
Bosquit.....	60	12 00
Bowman.....	234	46 80
Braly	234	46 80
Brown of Contra Costa.....	180	36 00
Brown of Tulare	590	118 00
Bugbee	234	46 80
Campbell	64	12 80
Chamberlain	90	18 00
Chappell.....	370	74 00
Chase	234	46 80
Clayton	234	46 80
Coghlan	120	24 00
Collier	160	32 00
Corey	334	66 80
Dorr.....	510	102 00
Dornin	154	30 80
Downing	276	55 20
Dutton	234	46 80
Dwyer	234	46 80
Eagar	270	54 00
Frink.....	158	31 60
Goodall	710	142 00
Goodwin	290	58 00
Greene	90	18 00
Hamlin.....	136	27 20
Hansbrow		
Hatch.....	130	26 00
Hawkins	234	46 80

Names.	Miles.	Amount.
Hill.....	870	174 00
Hoag.....	276	55 20
Hogle.....	290	58 00
Holden.....	434	86 80
Hollister.....	32	6 40
Hopper.....	40	8 00
Howard.....	280	56 00
Hunt of Sacramento.....		
Hunt of Santa Clara.....	334	66 80
Huestis.....	780	156 00
Hearst.....	234	46 80
Ireland.....	498	99 60
Kidder.....	100	20 00
Kurtz.....	1,500	300 00
Lee.....	310	62 00
Leech.....	122	24 40
Lemon.....	180	36 00
Long.....	330	66 00
Lupton.....	234	46 80
Luttrell.....	700	140 00
Mace.....	400	80 00
Maholmb.....	50	10 00
McClelland.....	234	46 80
Meredith.....	244	48 80
Murch.....	970	194 00
Olds.....	270	54 00
Parrish.....	1,128	225 60
Pattison.....	184	36 80
Perrin.....	250	50 00
Peterson.....	1,100	220 00
Reed.....	30	6 00
Satterwhite.....	1,200	240 00
Sawyer.....	120	24 00
Sexton.....	70	14 00
Sherwood.....	100	20 00
Singleton.....	244	48 80
Smith of Butte.....	150	30 00
Smith of El Dorado.....	120	24 00
Steele.....	700	140 00
Stewart.....	140	28 00
Taylor.....	150	30 00
Tilden.....	200	40 00
Ward.....	230	46 00
Wiggin.....	234	46 80
Wilcox.....	290	58 00
Wilson.....	310	62 00
Yule.....	130	26 00
Zuck.....	360	72 00

MEREDITH, Chairman.

Adopted.

MESSAGES FROM THE GOVERNOR.

The following messages were received from the Governor :

STATE OF CALIFORNIA, EXECUTIVE DEPARTMENT, }
Sacramento, December 8th, 1865.

To the Honorable Assembly of California :

I have to inform your honorable body that William E. Brown has been appointed by me Private Secretary to the Governor.

All communications from this department will be presented to the Assembly by him. FRED'K F. LOW, Governor.

STATE OF CALIFORNIA, EXECUTIVE DEPARTMENT, }
Sacramento, December 8th, 1865.

To the Honorable Assembly of California :

I herewith transmit to your honorable body, my first Biennial Message.

I have transmitted the reports and other documents accompanying the Message, to the Senate, with a request that the Assembly be informed of their reception. FRED'K F. LOW, Governor.

GOVERNOR'S BIENNIAL MESSAGE.

STATE OF CALIFORNIA, EXECUTIVE DEPARTMENT, }
Sacramento, December 4, 1865.

GENTLEMEN OF THE SENATE AND ASSEMBLY :

You are assembled in obedience to the requirements of the Constitution, to take into consideration all matters pertaining to legislation, to correct errors in existing laws, and enact others which the public good may require. In order that you may have the information necessary upon which to base your action, the Constitution has provided that the Executive shall communicate to the Legislature the condition of the State, and recommend such measures as he may deem expedient.

STATE FINANCES.

At the close of the last session of the Legislature the finances of the State were in a very unsatisfactory condition. The existence of a large floating indebtedness, and the gloomy anticipations regarding the effect of the drought upon our agricultural interests, involving a large reduction of the assessed valuation of property, led us to fear that the revenue for the year eighteen hundred and sixty-four would not come up to the requirements of the Treasury. It gives me great satisfaction to be able to report that there is now no floating indebtedness of the General Fund; that there has been a great reduction of the ordinary public debt; and that there is a large balance in the General Fund, which will be considerably increased at the next quarterly settlement with the County Treasurers in January, eighteen hundred and sixty-six.

The reports of the Controller and Treasurer, transmitted herewith, will furnish you with full details of the operations of the Treasury. From them I condense the following summary of the diminution in the public debt, and increase of available resources, from revenues applicable to the General Fund, and to the Interest and Sinking Funds of Eighteen Hundred and Fifty-Seven and Eighteen Hundred and Sixty, from December first, eighteen hundred and sixty-three, to November first, eighteen hundred and sixty-five, a period of twenty-three months.

Debt due from the General Fund to the Swamp Land Fund, December 1, 1863—since fully liquidated.....	\$183,125 00
Outstanding warrants on General Fund, December 1, 1863, since paid.....	210,620 40
Paid on account of debt due to the School Fund.....	337,500 00
	<hr/>
	\$731,245 40
To which add balance in General Fund	\$260,837 28
Less amount on hand Dec. 1, 1863.....	67,190 87
	<hr/>
	193,646 41
	<hr/>
	\$924,891 81

Showing that the receipts apportioned to the General Fund, and to the Interest and Sinking Funds of Eighteen Hundred and Fifty-Seven and Eighteen Hundred and Sixty, have exceeded the legitimate expenditures payable out of those funds by the sum of nine hundred and twenty-four thousand eight hundred and ninety-one dollars and eighty-one cents (\$924,891 81.)

The amounts received into the Treasury for other purposes have been expended under the direction of the several officers and boards of officers charged by law with their proper disbursement. For details of these expenditures I beg to refer you to the reports of the Capitol Commissioners, the Directors of the Insane Asylum, and the Board of State Prison Directors.

While the ordinary receipts show a gratifying excess over the expenditures, the exigencies of the civil war, requiring this State to keep a large volunteer force in the field, has caused large expenditures in the way of bounties and extra pay to soldiers, under the Acts of April twenty-seventh, eighteen hundred and sixty-three, and April fourth, eighteen hundred and sixty-four. The former Act directs the payment of five dollars per month to each enlisted man of the California Volunteers, during the period of his service. To provide for this payment, the Treasurer was authorized to issue seven per cent bonds, and dispose of them at not less than eighty-five cents on the dollar, and out of the proceeds pay the warrants of the Controller, drawn for the adjustment of the soldiers' claims, in the order of their issue. At the date of the passage of the Act it was believed that the bonds would sell readily for cash, at or above the minimum rate designated. The extraordinary financial difficulties growing out of the war, rendered it impossible to negotiate the bonds. The result has been, the soldiers were obliged to sell their claims at a large discount; and only after parties had purchased considerable amounts of them, would they become bidders for the bonds at the price limited in the law. The peculiar workings of the statute prevented persons of moderate means from entering the market as purchasers of these soldiers' claims, so that a very few persons absolutely controlled the business. The claims were sold at a price which seemed much below their real value, and the soldier did not realize the pecuniary advantage intended by the Legislature.

The total amount of bonds authorized by the Act of April twenty-seventh, eighteen hundred and sixty-three, has been issued, and there still remain unliquidated warrants, drawn upon that fund, to the amount of

eighty-seven thousand four hundred dollars, (\$87,400,) and claims in the hands of the Board of Examiners amounting to one hundred and forty-nine thousand three hundred and eighty-six dollars (\$149,386.) These are just and proper claims, and provision should be made for their payment. The soldiers now in the service are honestly entitled to the allowance of five dollars per month, and as it is probable they will soon be mustered out of service, means should be provided by the present Legislature to meet the just dues of all the volunteers.

To provide for the claims under consideration, I recommend the further issue of soldiers' relief bonds in such amount as will liquidate the claims already ascertained, and pay the amount to which all that are now in the service will be entitled at the date of their discharge. I also recommend such legislation as will allow the Treasurer to exchange bonds at par for Controller's warrants when presented in sums of one thousand dollars, or the multiple of that sum, without regard to number or date of issue, and do away with the clause authorizing their sale at a discount of fifteen per cent. If this suggestion be favorably considered and acted upon, soldiers' claims will, I think, command a higher price than they now do, and the State will save a large sum which would otherwise go into the hands of the brokers.

A similar state of things exists in relation to the soldiers' bounty bonds, and I recommend such amendments to the Act of April fourth, eighteen hundred and sixty-four, as will allow the Treasurer to dispose of those bonds also, for warrants at par. If these recommendations are carried out, the claims of the soldiers will sell for nearly or quite the cash value of State seven per cent bonds, a figure they have not reached under the workings of the present law. By this means, too, the bonds would be taken in smaller sums by persons of moderate means, and, as a consequence, the State debt would be more generally distributed among our own citizens. This policy, if concurred in by you, should be adopted at an early day in the session, in order that the soldiers who are entitled to the benefits may derive all the advantage possible from its workings. The liquidation of these claims will necessitate the issue of a large amount of bonds, but it is believed that little, if any, revenue will be required in addition to what is now levied and collected for the Interest and Sinking Fund under the existing Acts.

No bonds have been issued or sold under the provisions of the Act of April fourth, eighteen hundred and sixty-four, for the "Relief of the line officers of the California Volunteers." The funds already derived from the tax levied for the payment of interest on those bonds, and that which will come in for the present year, will nearly or quite equal the audited claims, and those that will be likely to be presented. In view of this, the Treasurer, Controller, and myself, decided not to issue any bonds of this description. We thought it economy to transfer the amount in the Interest Fund, and apply it directly to the liquidation of these claims, which the Treasurer has done; thus saving to the State the difference between what the bonds could be sold for and the price which it would be necessary to pay for their redemption. I therefore recommend the repeal of so much of the Act referred to as authorizes the Treasurer to sell "line officers' relief bonds," and ask, not only that his action in the transfer of the Interest Fund be ratified, but that he be authorized to make similar transfers in the future, as claims may be presented on the "Line Officers' Relief Fund." If, after paying all warrants, any money remains, let it be transferred to the General Fund, and if there be a deficiency, let it be supplied from the same source.

It is true that the liquidation of these claims of volunteers will make a considerable addition to the debt of the State, but I imagine there are few that will complain, or who will not willingly submit to the slight additional tax required for this purpose. The benefits resulting from the war will, we hope, be shared in by generations that are to come after us, and the burdens of taxation will be distributed so that none will feel the additional weight, while they share equally the blessings which the expenditure purchased. As compared with the States nearer the scene of the great conflict, the burdens of California have been light; but while we are willing to acknowledge that our share has been small, it is a proud reflection that we have cordially fulfilled every obligation to the National Government.

The amount received from the military poll tax has not equalled the expenditure properly chargeable to the Military Fund, and as a consequence there are outstanding and unpaid warrants to the amount of sixty-one thousand five hundred and eighteen dollars and seventy-two cents (\$61,518 72.) Such amendments should be made to existing laws as will secure the better collection of the tax, or more safeguards should be thrown around the expenditures, or both, so that the receipts may equal the disbursements. I respectfully refer you to the suggestions of the Controller touching this matter, and ask for them your favorable consideration.

While I am fully aware of the labor imposed on the Controller and Treasurer by the workings of the Swamp Land Act, I cannot concur in the recommendation of the former that those officers be relieved of the custody and disbursement of this fund. By this I do not wish to be understood as showing any lack of faith in the honorable Board of Swamp Land Commissioners. I object to the inauguration of a policy which may be extended to the great detriment of the State.

The increase in the revenue annually derived from the sale of stamps over that received in previous years has been large. In this connection I desire to call attention to the suggestions contained in the reports of the Secretary of State and Controller as to the necessity of procuring new dies, for which a suitable appropriation should be made. I would also recommend that such changes be made in the Stamp Act as will do away with the perplexing variety of stamps now in use, and substitute a single series, embracing all the required denominations, that would be applicable alike to every instrument requiring their use.

While congratulating you upon the improvement in the finances of the State, it is to you that the people look for prudent legislation in order that the retrenchment may be continued. The Executive Department is charged with the *execution* of the laws simply, and unless prudence and wise counsels prevail in legislation—unless all useless and extravagant appropriations be denied—unless economy be practiced at every point, all efforts at reform will be of little avail. I therefore respectfully but earnestly recommend that the amount of every expenditure be carefully considered, and all appropriations asked for which are not actually necessary be rejected, to the end that taxation may be reduced to the lowest possible limit. Since the last meeting of the Legislature the rates of Federal taxation have been materially increased, which admonishes us of the necessity of strict economy in State expenditures. The people look to you for an indication how it shall be done, and to the Executive Department for the carrying into effect of such enactments as shall accomplish the object sought. If the Legislature will carefully husband the resources now on hand, and refuse to make appropriations for other

than legitimate objects, I think the reduction of the tax for the General Fund, as recommended by the Controller—nineteen cents on the one hundred dollars—can safely be made, and still keep the affairs of the State on a cash basis.

STATE CAPITOL.

The amount derived from the half-mill tax applicable to the construction of the State Capitol has been expended judiciously, under the direction of the Board of State Capitol Commissioners, to whose report I refer you for details. With the limited amount derived annually from the special tax, but slow progress can be made in a building of the size and kind of this. If the present rate of taxation be continued, it is probable that the receipts of next year will complete the walls of the present story. Whether the annual progress of the building shall be as slow in the future as it has been in the past, is a question for the Legislature to determine. If it should be decided to hasten its completion, a much larger tax should be levied; and if any change from the present plan should be thought desirable, it will remain for the Legislature to give specific instructions concerning it during the present session.

INSANE ASYLUM.

The voluminous reports of the Directors, Resident Physicians, and the Board of Medical Visitors, contain minute information concerning this institution and its workings. The great increase in the number of patients during the present year shows only too clearly that the increase of inmates is limited only by the capacity of the Asylum. The whole number at the present time is six hundred and thirty-five, an increase of fifty-one since the beginning of this year; while in the year eighteen hundred and sixty-four the number was less by two at the end than at the beginning. For this, it appears no explanation can be given, except that the number admitted this year is larger by forty-nine than in eighteen hundred and sixty-four. The number of deaths are the same each year, namely, eighty-two, while the number of "recoveries" reported are greater, by eight, in eighteen hundred and sixty-four than in eighteen hundred and sixty-five.

The Directors report a probable deficiency, at the end of the present fiscal year, of eight thousand four hundred and fifty-five dollars and seventeen cents. (\$8,455 17;) and they ask that the annual appropriation for the eighteenth and nineteenth fiscal years be increased ten thousand dollars, making it one hundred and ten thousand dollars (\$110,000) per annum. If the ratio in the increase of patients should continue, the additional sum asked for would seem to be reasonable.

You will learn from the Directors' report that an additional building has been completed, at a cost of sixty-six thousand eight hundred and eighty-five dollars and thirty-four cents, (\$66,885 34,) exclusive of the cost of furnishing and fitting it for occupancy, which is capable of accommodating one hundred and twenty-five patients. Soon after this building was commenced, complaints were made to me that the Directors were exceeding their authority in changing the location of it from where the Legislature intended it should be built. After visiting the Asylum and acquainting myself with all the facts, I submitted the whole question to the Attorney-General, who gave it as his opinion that the action of the Directors was warranted by law.

The Directors report that additional buildings will be necessary for the proper accommodation of the patients by the time they can be built, and recommend that a tax of five cents on the one hundred dollars of taxable property be levied, to create a Building Fund for that purpose. The Board of Medical Visitors also report the great need of more room for the insane, but differ with the Directors as to the location of new buildings. The Directors are of the opinion that additions should be made to the new building recently erected, according to the plan they have adopted, while a majority of the Board of Medical Visitors are opposed to making any further expenditures in Stockton, and urge the view that an Asylum be commenced at some point where a better and more healthy location can be obtained, that will fill the requirements of altitude, picturesque scenery, an abundant supply of good water, and natural and complete drainage.

At variance with both of these plans, a minority of the Board of Medical Visitors asserts that the number of patients now in the Asylum at Stockton is as great as should ever be confined in one institution—and recommends that a Branch Asylum be established in the northern part of the State: suggesting Marysville as the proper point.

That additional accommodations for the proper care of these unfortunates will be required before another year I am well convinced; but where and how it shall be done is a question. In view of the radical difference of opinion which seems to exist among those charged with the management and control of the Asylum, it seems a difficult matter to decide upon the most feasible plan of action. It will be the duty of the Legislature to inquire into all the facts of the case, and to adopt a general plan, which will secure the greatest amount of comfort to the patients, with an economical expenditure of means.

Since the commencement of the present year complaints have reached me, through individuals and the public press, that reflected seriously upon the management of the institution. The law for the government of the Asylum having placed it solely and entirely in the hands of a Board of Directors, of course I had no power to correct abuses, if any existed. I felt it, however, my duty to make inquiries, and ascertain, if possible, the facts in the case, and tender such advice as might seem proper. On this point, a diversity of opinion will be observed in the reports of the Directors and Medical Visitors.

That the Legislature may be able to judge correctly about the whole question at issue, I earnestly join in the request of the Directors, that a committee be appointed, whose duty it shall be to institute a thorough investigation into the Asylum and its affairs. If any parties be found guilty of acts of cruelty, or even inattention to the wants of the unfortunate persons committed to their care, let no efforts be spared to bring them to a just punishment. If the charges are groundless, let them be refuted and set at rest. Let not the friends and relatives of those whom misfortune has consigned to this retreat, be distressed by uncertain allegations, founded upon vague rumors. The people of California willingly pay a large annual sum for the support of this indispensable charity; and it is due to those who make this large contribution to humanity, that their money be wisely and prudently expended.

STATE PRISON.

There has been a gradual improvement in the affairs of the Prison during the past two years. While this is true, there are still many improve-

ments necessary to make it, what it should be, a reformatory as well as a penal institution. In addition to the duties devolving upon me as the Executive, the law has placed this institution under the general management of a Board of Directors, of which the Governor is one. This has rendered it necessary for me to give considerable attention to the Prison and its concerns. For all details relating to the institution I have to refer you to the accompanying report of the Board of Directors. The report of the Attorney-General will also be found to contain valuable information relating to lands in and around the Prison.

From the report of the Directors I condense the following summary of receipts, discharges, escapes, recaptures, and pardons of prisoners; the number confined in prison when the present Board assumed control, and the number at the date of the report, October thirty-first, eighteen hundred and sixty-five :

Number of prisoners, December 15, 1863.....	551
Number admitted from December 15, 1863, to October 31, 1865..	467
Number of escapes recaptured.....	3
	<hr/> 1,021 <hr/>
Number discharged by expiration of term of sentence.....	350
Number pardoned.....	22
Number escaped.....	1
Number in Prison, October 31, 1865.....	648
	<hr/> 1,021 <hr/>

Showing an increase of ninety seven. This large increase is not owing to the increase of crime, but to the fact that the prisoners have not escaped, as has been the case in previous years. The tables appended to the report exhibit the escapes and recaptures for ten years, prior to eighteen hundred and sixty-four, as follows:

Number of prisoners escaped from January, 1854, to January, 1864	646
Number recaptured same time	292
Number lost by escapes.....	<hr/> 354 <hr/>

From this it appears that the net annual loss from escapes was over thirty-five

The number of pardons granted since I entered upon my official duties has been twenty-two—eleven each year. During the previous ten years there were granted two hundred and forty-eight pardons, an average of twenty-five each year. These two causes will account fully for the present excess of prisoners, there being no addition to the number of annual sentences.

Increase in number of prisoners since December, 1863.....	97
Average number of biennial escapes over recaptures, in previous years.....	71
Excess of pardons in previous years over the two last	28
	99

Thus it will be seen, that the annual average loss by escapes, in years past, together with the increased number of pardons annually granted by my predecessors, more than accounts for the increase of prisoners during the present administration. The security with which the prisoners have been kept, reflects credit upon the officers and guards of the Prison, to whose fidelity and zeal is due the praise for this creditable condition of affairs.

The Directors report a probable deficiency at the end of the present fiscal year, to meet which I respectfully recommend an appropriation, in order that the Prison may be placed upon a cash basis, a condition of things that has never yet existed, so far as I can learn. This deficiency is partly caused by a debt inherited from our predecessors; by the enormous increase in the price of staple articles of subsistence during the last year, and by the expense of making permanent improvements in buildings and shops, that the labor of an additional number of prisoners might be made available.

During the last year the prisoners have been furnished with good substantial wool clothing of a uniform pattern, which has added much to their comfort and to the good order of the Prison. The substitution of good clothing for the poor quality that has hitherto been used, has been attended with a considerable increase of expense for the year just past, but it is believed that the change will prove an economical reform in the end.

Under the Act of April first, eighteen hundred and sixty-four, provision was made for the erection of additional cells. This appropriation has been economically expended in the erection of two new buildings, containing three hundred and ninety-six (396) cells. The buildings are fully completed, and are now occupied. The contracts for the buildings were limited in cost to the probable amount to be derived from the appropriation; but while they were in course of construction, alterations were made which seemed absolutely necessary for their security, which increased their cost, producing a deficiency of ten thousand four hundred and thirty-two dollars (\$10,432) over and above the amount received through the special tax. To liquidate this amount, I respectfully ask that an appropriation may be made.

The receipts from the labor of prisoners show a gratifying increase over those of former years. The receipts from this source for four years have been as follows:

Total receipts for labor in 1862.....	\$20,714 18
Total receipts for labor in 1863.....	19,401 67
Total receipts for labor in 1864	23,469 10
Total receipts for labor (11 months) in 1865..	29,609 00

From the number of prisoners now under contract, and the prospective demand for labor, I think it safe to predict that thirty six thousand dollars (\$36,000) will be derived from the labor of convicts during the next year.

The Act of April fourth, eighteen hundred and sixty-four, granting credits to prisoners for good behavior and faithful labor, such credits to be deducted from their terms of imprisonment, is a just, humane, and wise law. It holds out an inducement for good behavior which is appreciated by a large majority of the prisoners. The operations of the Act have added to the labors of the Directors, and particularly to those of the Executive, yet I trust that this, or a similar Act, may always be found upon our statute books. In this connection I desire to say, that much fault has been found with the Executive by persons unacquainted with the provisions of the Act referred to, in consequence of the number of pardons reported to have been issued from this department. Under the operation of that Act, nearly all the prisoners who leave the Prison go out by virtue of a "pardon," and are so reported; while the fact is, they are discharged by reason of the expiration of their sentence, less the credits allowed by law. In all these cases, the "pardon" is an act which the Executive is authorized, empowered, and required to perform, and which he has no legal right to refuse.

From the report of the Attorney-General I condense so much as relates to land matters in and about the State Prison. The State has obtained what is believed to be a good and valid title to four hundred and fifty acres of land adjoining the State Prison, by virtue of an Act of Congress, without cost. While so much has been gained in land, the Attorney-General has recovered, and returned to the Treasury, over seventeen thousand dollars (\$17,000.) which sum had been paid into Court by the former Attorney-General for the purchase of about one hundred and twenty acres of land, a portion of the tract since granted to the State by Congress, to which the Supreme Court decided no title could be obtained by virtue of such proceedings.

STATE REFORM SCHOOL.

The Trustees of the State Reform School report the number of children at the institution, November first, eighteen hundred and sixty-five, to be forty-seven (47) The number there on the first of December, eighteen hundred and sixty three, was twenty-two (22.) The statistics transmitted with the report, indicate salutary reforms in the management of the School. The employment of the inmates in farming and other labor, lessens the expense of the School, and at the same time prevents organized schemes of mischief and insubordination.

The Trustees complain, and with reason it would seem, of the inadequate appropriation made for the Reform School at the last session of the Legislature.

The appropriations for four years have been as follows :

Fourteenth fiscal year.....	\$10,000
Fifteenth fiscal year	15,000
Sixteenth fiscal year.....	7,500
Seventeenth fiscal year.....	7,500

The increased number of inmates to be supported, and the unexpected advance in price of nearly all articles of consumption, have added largely to the expense of supporting this institution, and I recommend an appropriation to meet the deficiency named in the report—and would urge upon your consideration such suggestions as are made by the Trustees for the general improvement of the School.

In connection with the subject of reformatory schools for youth, I beg to state that I have received from Hon. Nathan Porter of San Francisco, one of the Managers of the Industrial School Department of that city, a letter, accompanied by the last annual report of that institution. In the letter it is urged that the large monthly accessions to the number of their inmates, together with the increased cost of their support, has left the Board of Managers with a debt of nine thousand dollars, (\$9,000.) and inadequate means for the future. The last Legislature authorized the City of San Francisco to appropriate one thousand dollars (\$1,000) monthly to the support of their Industrial School, and the Managers now ask that the "City Auditor be authorized in future to audit, for the department, bills not to exceed the amount of two thousand dollars (\$2,000) per month."

They also ask a donation from the State of an amount sufficient to pay the debt of the institution—nine thousand dollars (\$9,000.)

The letter and report are submitted herewith.

PUBLIC SCHOOLS.

The report of the Superintendent of Public Instruction is a valuable and instructive document. Devoted, as it is, to details concerning the education of the children of the State, it cannot fail to interest those who are intrusted with the duty of legislating for the people, as well as all who are concerned in our present and future welfare. It will show them that the cause of education has not been neglected; that constant advancement is being made in practical facilities for teaching the young, and that the annual amount contributed in various ways by the people for the support of schools is largely on the increase.

The Superintendent states that there are in California one hundred and forty-two thousand nine hundred and forty-two persons under twenty-one years of age. Of this number there are ninety-five thousand and sixty-seven between the ages of four and eighteen. Forty-one thousand three hundred and seventy-six are set down as attending public schools; twelve thousand four hundred and seventy-eight attend private schools; and twenty thousand four hundred and forty-one attend no schools. The total amount received for school purposes in eighteen hundred and sixty-five is eight hundred and sixty-seven thousand four hundred and six dollars and sixty-nine cents (\$867,466 69,) an increase over the receipts of eighteen hundred and sixty-three of two hundred and eighty-six thousand three hundred and fifty dollars and ninety-two cents (\$286,350 92)

There are in the State a total of nine hundred and forty-seven schools, and eight hundred and eighty-five school-houses, of which latter number sixty-nine are rented. Eleven hundred and fifty-five teachers are reported as having been employed during the year. There are eight schools for colored children, with an attendance of two hundred and seventy-eight.

There are now on deposit with the State Treasurer, belonging to the School Fund, seven per cent bonds of the State amounting to six hundred and sixty-five thousand dollars (\$665,000.) A balance is also due the School Fund on warrants of thirty-one thousand and twenty dollars,

making the total assets belonging to this fund six hundred and ninety-six thousand and twenty dollars (\$696,020,) on which the annual interest is forty-eight thousand seven hundred and twenty-one dollars and forty cents (\$48,721 40) The fund will be further increased by annual receipts from sales of lands donated for this purpose.

I desire to call the attention of the Legislature to the fact that the minimum price of all the land belonging to the United States, within twenty miles on either side of the Central Pacific Railroad, is fixed at two dollars and fifty cents per acre, and the railroad company is prohibited by law from selling any land donated to it at a less price. I would suggest the propriety of such alteration in existing laws providing for the sale of the sixteenth and thirty-sixth sections as will fix the price within the boundaries mentioned at the same rate as that charged by the United States and the railroad company.

I concur in the recommendations of the Superintendent that the half mill tax of the State for school purposes be continued, and that the minimum county tax be increased to three dollars for each scholar, provided the ad valorem rate shall not exceed thirty-five cents on each one hundred dollars of taxable property.

The Normal School has increased in usefulness during the last two years, and has fully demonstrated the fact that it is an indispensable auxiliary in the educational plan of the State.

To the student in political economy, and to him whose inquiries lead into the hidden sources of State and National wealth, there are no pages of history so fraught with interest as those which treat of the comparative progress of various countries, whose advancement has been hastened or retarded by attention to or neglect of proper educational facilities for the young. In Europe—England and Spain, Prussia and Italy, present notable contrasts when their progress is studied in this connection. Crossing to this side of the Atlantic we are told that one of the earlier Governors of Virginia, in reply to questions as to the condition of his colony, said: "I thank God there are no free schools or printing presses here, and I hope there will be none for a hundred years." About the time this remark was made the first steps were being taken to establish in the neighboring colony of Massachusetts the college at Cambridge, already endowed by the liberal minded and far-seeing Harvard. How instructive is the field of reflection here opened as the mind follows for two centuries the development of these great States, started upon foundations so similar, yet developed by principles so antagonistic. Virginia's motto has been: the ignorance of the many promotes the wellbeing of the few—while Massachusetts, from her infancy, has proclaimed to the world the great truth that knowledge is power. The teachings inculcated by the experience of these two commonwealths—their relative progress in Christianity and civilization—in the sciences, and in the arts—their average wealth and intellectual advancement, unfold to our newer States no higher truth than that the public welfare is induced in no other way so thoroughly as by judicious investments in common schools.

ATTORNEY-GENERAL.

The report of the Attorney-General will furnish you with all the information concerning the business intrusted to his charge during the past two years. To his ability, fidelity, and zeal, the State is indebted for the large sums of money recovered, which otherwise would have been lost. I ask a favorable consideration of the suggestions and recom-

mendations of this officer; especially to his opinion concerning the constitutionality of a registry law; his suggestions relative to changes in the Civil Practice Act; and his reasons against any attempt to codify the laws.

SECRETARY OF STATE.

The Secretary of State furnishes, in his report, the details of transactions in his office during the past two years, and I respectfully call your attention to the recommendations submitted therein.

STATE LANDS.

I herewith transmit the report of the Surveyor-General and Register of the State Land Office for the years eighteen hundred and sixty-four and eighteen hundred and sixty-five, showing the transactions for the two years in lands claimed as belonging to the State. From this report you will learn the various points of controversy between the officers of the United States and the State of California, in regard to vesting in the latter a title to lands claimed by her under the various Acts of Congress.

In the almost inextricable state of confusion to which our land matters have been brought, the settlement of these points of difference between the United States and the State, so as to secure to California, and the people who have purchased lands of her, their just rights, does not seem clear. It is, I imagine, doubtful if any decision can be obtained from the Commissioner of the General Land Office or the Secretary of the Interior which will convey a title to the lands in dispute, or to those already sold by the State. Our only remedy lies in future legislation by Congress to validate what is now invalid in the sales already made, and settle all conflicting opinions regarding the rights of the State under the various Acts of Congress making donations of land. If a bill similar to the one drafted by the Surveyor-General and submitted to our delegation in Congress can be passed, it will, I think, go far towards settling the controversy. I therefore recommend that the importance of the matter be urged upon our Senators and Representatives in Congress, by such means as the Legislature may deem proper to use.

Past experience does not warrant the belief that any good can be accomplished by sending an agent of the State to Washington, therefore I cannot recommend the adoption of the suggestions of the Surveyor-General on this point.

The importance of a permanent and well established basis upon which all purchasers of State lands may trustfully rely, cannot well be overestimated, and I earnestly hope the Legislature will modify existing laws providing for the sale of lands, or suspend their operation altogether, until those who buy can be reasonably assured that they are obtaining a good and valid title.

SWAMP LANDS.

The report of the Swamp Land Commissioners will afford you a detailed statement of the workings of that department.

I invite your particular attention to that part of the report concerning "segregation surveys," and respectfully recommend such amendments to existing laws as will require the Commissioners to have segregation surveys made by the United States Surveyor-General, instead of the several County Surveyors. If this be done, the United States Surveyor-General

will certify as to the character of the land, which certificates are now required by the Land Department of the United States. With these certificates, the State will find no difficulty in having the title of the lands duly confirmed to her. These surveys, if made as proposed, will entail no more expense upon the State than if made by County Surveyors; at the same time it will do away with the difficulty which has been heretofore experienced in obtaining the proper title from the United States. The whole policy of credits, both in the sale of swamp lands, and in the matter of reclamation, is, I think, of questionable propriety. The plan of reclamation as now carried on, making large contracts without the means of ready payment; paying interest on Controller's warrants, and allowing them to be received as cash in payment for lands, as well as for taxes levied for reclamation, is on a par with the unwise financial legislation that marked the early history of the State. That the cost of reclamation is now nominally much greater than it would be if done for cash, is certain; what the difference is, I have no means of ascertaining accurately, but it would not surprise me to learn that fifty per cent of the nominal cost, under the present plan, if paid in cash, would do the work. If this conjecture should prove true, or an approximation to the truth, the Legislature should at once correct the evil, and restore the whole system to a cash basis.

In legislating on this, as well as on many other matters, it will be the part of wisdom, I think, to "make haste slowly." Hurried and inconsiderate legislation has been the source of much trouble, litigation, and loss to the people of this State. It is to this class of legislation we are indebted in a great degree for the confusion in our land matters, which seem to be involved in so chaotic a state, that nothing short of legislation by Congress will give public assurance that the proper title to the lands donated by the General Government is vested in the State.

AGRICULTURE.

There is no State in the Union that combines within itself so great a variety of agricultural resources as the area limited by the boundaries of California. With climatic influences suited to the productions of every zone, we have a soil rich in the elements that are necessary to grow those productions. Thus, we find ourselves surrounded by a broad, varied, and unexampled field for investigation, that should induce patient and thorough research as to the adaptability of our lands for the various productions which we believe them to be capable of yielding.

Instead, therefore, of following old and beaten tracks, we should take counsel of experience, and try to profit by failures as well as by successes. If, as happened in eighteen hundred and sixty-four, an unusual drought prevails in our agricultural districts, producing distress among farmers, and general embarrassment in the community, the experience might prove a useful one, if it makes manifest the necessity of providing a general system of irrigation for our noble expanse of valley land.

From the remotest and rudest mechanical appliances mentioned in ancient history, to the latest and most perfect systems established by modern science, we learn the fact that irrigation has been an indispensable adjunct in the agriculture of all countries possessing a large scope of level territory. Egypt and the Roman Empire, China, Italy, Holland, France, Spain, and England, fully attest the wonderful and never failing success that has ever followed a judicious system of drainage and irrigation. In some of the countries last named, which we are accustomed to

consider a century behind our own in the arts of civilization, crops of grain and grass are grown that put to the blush the boasted productions of our own prolific soil.

It is believed that with proper drainage and a regulated overflow the cultivation of rice may be successfully introduced on the low flats along our rivers. This would develop a new and vastly important industry, which would, in connection with the Chinese sorghum, or sugar cane, grown upon our higher lands, give profitable employment to the Asiatic population which is tending to our shores. We should foster by every means in our power the growing disposition on the part of our farmers to cultivate a less number of acres with a greater variety of crops; to raise better stock, even if the number be less; to drive from our pastures the scrubby sheep and goats that were inherited with the soil, and replace them with the choicest Saxony, Merino, and Southdown varieties; we should watch with interest the experiments that are being made in the culture of hops, silk, cotton, and tobacco, and encourage to our utmost extent these fruitful accessories to the wealth of nations. The manufacture of wines is becoming of vast importance in our State, and we should leave no effort untried to promote and to increase the cultivation of the vine. In order that the higher grades of wine and the finer qualities of raisins may be produced, we should encourage by every available means the introduction of foreign varieties of grapes.

The gradual sale and division of large tracts of land, the settling and securing of land titles, the building of permanent homes, and the increase of educational facilities in the rural districts, all add to the stability and prosperity of this invaluable branch of industry. The increase of railroad facilities is having a marked influence on our agricultural interests. Thousands of acres of land hitherto unproductive will, by these avenues of internal communication, be brought into market, and made the pleasant abodes of thrifty and industrious farmers.

Agriculture employs more men in its service than any other interest upon the globe. Grain, its ruling commodity, is also the ruling commodity of the world—and it is within the reach of California to become one of its greatest grain producing and grain exporting communities. Nothing, therefore, should be left undone to improve our modes of agriculture; we should hold periodical meetings of farmers, exhibit samples of crops, and cultivate frequent and free discussions as to the best methods of acquiring the best results.

MINES AND MINING.

Since the last session of the Legislature, the questions of taxing the product of the mines, and the sale of mineral lands, have assumed importance; and the action of Congress in regard to the former has caused considerable uneasiness in the mining portions of this State, as well as in our neighboring States and Territories. Fortunately, the earnest and well-timed protest of our delegation in Congress caused such a modification of the tax that but little complaint has since been made. Since the last adjournment of Congress, several of its distinguished members have visited the mineral regions of Colorado, Utah, Montana, Idaho, Oregon, Nevada, and California. I anticipate great good as the result of their visit. They will return to their places in Congress fully convinced, I think, that the present plan of working the mines is the best, and that it would be equally unwise to sell the mineral lands, or to diminish the production of the mines by imposing onerous taxes upon them. The infor-

mation they can and will impart, considered, as it must be, free from prejudice or interest, together with the efforts of the delegation in Congress from this coast, will be likely to set at rest some of the projects that have been brought forward in Congress, which, if enacted into laws, would be detrimental if not ruinous to mining interests.

The development of gold, copper, and other mines in California, has received a marked impetus during the present year. The opening, in various portions of the State, of vast numbers of rich and productive quartz ledges, gives assurance that in the "placer diggings," we were but at the threshold of our mineral discoveries; and affords ground for the belief that we are entering upon a field that will be as permanent as it is productive.

In this connection it is a source of regret to observe that a check has been given to mining investments in Nevada. The interests of both States are so nearly allied that the causes which injure one, must sooner or later affect the other. In view of this it may be well for us to ascertain, if possible, the influences that have induced this sudden depression in the value of mining property in Nevada, that we may ascertain whether any portion of this loss has resulted from a want of restrictions and penalties in the incorporation law of this State, under and by virtue of which many of those companies were formed.

The management of the mines in Nevada has been a source of discussion and animadversion, both by the people and the press. What proportion of the losses has been caused by the recklessness, extravagance, deception, and fraud of the officers and agents of incorporated mining companies, I have no means of ascertaining. If the representations of California capitalists, whose losses in this connection may be estimated by millions, are to be relied upon, no small share of the decline in values may be traced to these causes.

While the spirit and advancement of the age require that laws shall be enacted providing for the association of capital in the form of corporations, it is the duty of the law-making power to insert such checks and safeguards in these enactments as will protect the stockholders, as well as the public who do business with them, from losses occasioned by the dishonest practices of agents and officers. With this view, I would recommend that the statutes of this State providing for the formation of corporations for mining purposes be revised, and so amended as to provide for the infliction of severe penalties on trustees and officers of companies who shall borrow money with which to pay dividends, or who shall misrepresent the actual condition of a corporation of which they may be agents or managers. Acts committed by officers of a company, for the purpose of deceiving the stockholders or the public as to the value of property belonging to such institution, either by the payment of dividends that have not been earned, or withholding dividends that have been earned, or similar acts, should be declared felonies, and punished as such.

I would also suggest the advisability of compelling a published statement to be made of the actual condition of each company, at least semi-annually.

GEOLOGICAL SURVEY.

During the past two years such progress has been made in geological explorations of the State as the limited appropriations would admit of. Full particulars relative to the survey will be gathered from the report of the State Geologist, herewith submitted. The Act of April fourth,

eighteen hundred and sixty-four, provided for the publication of a report "in the form of a geological, botanical, and zoological history of the State."

The plan of publication adopted by Professor Whitney calls for the following volumes:

- No. 1—Physical Geography;
- Nos. 2 and 3—General Geology;
- Nos. 4 and 5—Paleontology;
- Nos. 6 and 7—Economical Geology, Mining, and Metallurgy;
- No. 8—Botany;
- Nos. 9, 10, 11, and 12—Zoology;
- No. 13—Maps, Sections, and Plates.

Of these, one volume of paleontology is published; another—the first on geology—is now finished and on the way hither from New York, and considerable progress has been made in the preparation of some of the other volumes. An accurate map has been drawn of all the central portion of the State, which will be extended as the explorations progress.

I trust the Legislature will carefully consider the matter of the geological survey, and give to it the aid which its importance justifies. Let no hasty action be taken which will be repented of in future. It is a work which will amply repay the State for the expenditure, viewed in a pecuniary light. In addition to this consideration, the result of these explorations and investigations will prove a valuable acquisition to science, which, in its explanation of and research into the laws of nature, does so much to develop all branches of material progress.

AGRICULTURAL COLLEGE.

I desire to call your earnest attention to the Act of Congress donating to this State one hundred and fifty thousand acres of land for the establishment of an Agricultural College. To secure this munificent grant, it becomes necessary that the required steps be taken by the present Legislature, else it will be forfeited by the expiration of the five years in which the State must act affirmatively. Should the national endowment be lost to the children of our State by reason of our neglect, the merited censure of coming generations would be cast upon the memory of those whose duty it is to act at this time.

The Act of Congress contemplates that agriculture shall be the leading science taught, yet it does not bar the introduction of all branches of learning; and I would recommend that provision be made for every scientific profession. When we glance at the wide and varied character of the already discovered minerals in our State, we can but admit the necessity of a more general diffusion of knowledge of geology and civil engineering among our people; nor least among our educational wants, is a school of agricultural chemistry. By reason of a peculiarity of climate, our agriculture must be conducted on entirely different principles from that of most agricultural countries. In the Atlantic States, agriculture is an unvarying routine, while with us it is a labor admitting of varied experiments involving scientific investigation. Among the agricultural industries destined to assume the highest importance among our people, may be mentioned vine and silk culture, of which we possess but a superficial knowledge. Each of these branches of remunerative and pleasant toil has, in Europe, for ages engaged the attention of the most

cultivated intellects. France owes much of the stability of her population and the high order of her civilization to silk and vine culture. How much might be expected from the education of a large number of our youth in a scientific knowledge of these and kindred pursuits.

For the present purposes of a college, costly buildings will not be required. A true economy would suggest that no expense be spared to secure the highest order of talent in the various professorships, and requisite apparatus for the instruction of pupils. It is the individual professors who popularize all renowned institutions of learning, rather than imposing edifices. The proverbial liberality of Californians may be confidently relied upon to hereafter furnish the means for the erection of costly structures, and their endowment with professorships.

The consolidation of the Seminary Fund with the proceeds of the sale of the Agricultural College lands, and the necessary merging of the Agricultural College and the State University into one, would, it is believed, give one institution a good beginning, and make it worthy the claims of not only the people of California, but of those scattered over the great and rapidly developing regions west of the Rocky Mountains, where the want of educational facilities is the prominent cause of so many of those who have acquired competencies going back to older communities to educate their children.

MILITIA.

The report of the Adjutant-General will furnish you with a detailed statement of the condition of the militia of the State, together with suggestions and recommendations touching matters calculated to improve its efficiency. I respectfully ask that these suggestions may receive that attention at your hands which the importance of the subject may seem to justify.

There are one hundred and forty organized companies of infantry, and twenty of cavalry—the maximum number authorized by the Act of April fourth, eighteen hundred and sixty-four. There are also one battery of six guns, two batteries of four guns each, and two batteries of two guns each. The whole militia force is well organized and armed, and is in a good state of efficiency.

The receipts into the Military Fund from the proceeds of the military poll tax have not been sufficient to pay armory rents and other current expenses of the militia authorized by law. I have, therefore, under the authority granted me by the Act of April first, eighteen hundred and sixty-four, declined to order any encampments of military instruction, as such meetings would have been held without any special provision for their expense.

The State militia law is defective, and needs remodelling in many particulars. The Adjutant-General has given this subject a prominent place in his report, and I would ask that existing laws be so modified as to promote the efficiency of this indispensable organization. The importance of maintaining a thorough militia system cannot well be over estimated, and I trust the Legislature will give the matter early and favorable consideration.

The duties of the Adjutant-General during the past two years have been arduous and of a highly responsible character. The immense amount of labor imposed upon his office in the examination and adjust-

ment of the claims of soldiers for bounty and extra pay has rendered it imperatively necessary to employ additional clerical force. I would therefore call your earnest attention to the recommendations of this officer relating to that subject, and also to the matter of making one of the clerks an Assistant Adjutant-General.

In this connection I desire to acknowledge the faithful services of the Adjutant-General, whose labors during the past two years have been marked by promptness and accuracy. While giving satisfaction to all who have had business with that office, he has at the same time carefully guarded the interests of the State, and I regret the necessity which causes his retirement.

CALIFORNIA VOLUNTEERS.

Soon after the adjournment of the last Legislature the term of service of most of the volunteers of this State expired, and a call was made upon me by the Secretary of War to replace them by new enlistments. In pursuance of this requisition I caused to be recruited two new regiments of infantry—the Seventh and Eighth—filled up such of the old regiments as were retained by proper authority—the Second and Fourth Infantry, and Second Cavalry—and recruited two new companies for the First Regiment of Cavalry. The rapidity with which these companies and regiments were filled was gratifying to me, and reflected credit upon the State.

It gives me great pleasure to inform you that the conduct of the volunteers of this State has won the highest honor for themselves, and called forth encomiums from all the officers who commanded them, from the highest to the lowest. Scattered, as they have been, along the outposts of civilization; quelling Indian disturbances within our own borders, and in the adjoining States and Territories; affording protection to the overland mail and telegraph, and acting as an army of observation on the Mexican frontier, their duties have been arduous, while their opportunities for winning distinction have been small. In view of this, they are entitled to all praise for soldierly conduct, good order, and discipline.

Some complaints have reached me concerning the manner in which the First and Fifth Infantry of California Volunteers, in New Mexico, were mustered out. Copies of correspondence between General James H. Carleton, Commanding Department of New Mexico, and myself, are herewith transmitted. From these you will see that the orders from the War Department, touching this matter, were sent direct to General Carleton, and the regiments were mustered out before I was aware that any such orders were issued.

In this connection I desire to return my grateful acknowledgments to the military officers of the United States, with whom my official duties have brought me in contact, for their uniform courtesy and promptness in responding to the calls for troops, whenever and wherever needed. To the late General Wright, and Major-General McDowell, who have successively commanded the Department of the Pacific, are we indebted in a great degree for the quiet and good order that has been our lot during the last four years. To the wise administration of military affairs by officers now in command, we may confidently look, in the future, for ample protection on the frontiers or elsewhere should necessity require it.

GENERAL WRIGHT.

It becomes my painful duty to announce to you the decease of Brigadier-General George Wright, for some years in command of the Military Department of the Pacific; to whose loyalty, fidelity, and military ability, the people of this State are so much indebted for the peace and good order that prevailed here during the dark days of the republic.

While all recognize the services rendered to us by this distinguished officer, to none were they so apparent as to those connected with the Executive Department. Brave, generous, and discreet, in him were combined all the qualities that go to make up the gallant soldier and wise commander; while his modesty of manner, and gentleness of disposition, endeared him to all with whom he mingled in social life. As his last duties on earth were performed here, it seemed befitting that his final resting place should be among those whom he had served so well; therefore, at my request, and with the consent of the Trustees, the remains of General Wright and his wife have been interred in the State Burying Grounds, near the Capital.

In consideration of the services rendered the nation, through a long military career, and in recognition of the debt of gratitude due to him by us, I recommend that a suitable monument be erected to his memory, and ask that a reasonable appropriation be made for that purpose.

INDIAN AFFAIRS.

Comparative peace and quiet have been maintained with all the Indians in this State, since the adjournment of the last Legislature, for which we are indebted in a great degree to the wise and prudent administration of military affairs which has distinguished the commanders of this department.

Considerable progress has been made, I learn, in collecting the Indians inhabiting the coast counties, on proper Reservations, and if the requisite energy be displayed by the Federal officers intrusted with the management of Indian affairs, little trouble need be anticipated in that section for the future.

As hearing upon this important subject, I desire to call your especial attention to a report of the Honorable William E. Lovett, made to the Superintendent of Indian Affairs in California, and particularly to that portion of it which refers to the "Mission Indians," inhabiting the southern portion of the State. The suggestions relating to the proper treatment and care of those Indians is worthy of favorable consideration, and should be acted on. I would recommend that the attention of our delegation in Congress be called to this matter, in such a way as the Legislature may deem proper. The report referred to I send herewith.

EASTERN BOUNDARY SURVEY.

On the seventh of February, eighteen hundred and sixty-five, the Legislature of Nevada passed an Act ratifying and confirming the survey of the boundary line between California and Nevada, made pursuant to the Act of the Legislature of this State, approved April twenty-seventh, eighteen hundred and sixty-three. The Act of Nevada also made provision for extending the survey from the point where it was suspended, southward a distance of thirty miles, and authorized the

Governor to request that a Commissioner be appointed on the part of this State to approve the survey.

Having no authority of law for the appointment of a Commissioner, I declined taking any action in the premises. I herewith transmit an official copy of the Act of Nevada referred to. It will remain for the Legislature to take such action as it may deem desirable.

BOUNDARY BETWEEN CALIFORNIA AND ARIZONA.

You will have herewith transmitted a memorial from the Legislature of Arizona, praying that certain territory, now included within the boundaries of California, may be set off and ceded to Arizona. Without entering into any discussion as to the merits of the proposition, I am clearly of the opinion that an Act of the Legislature granting the request would be unconstitutional.

The boundaries of the State are a part of the Constitution, and, in my judgment, cannot be changed, except in the mode pointed out for amending that instrument.

PACIFIC RAILROAD.

The President of the Central Pacific Railroad Company has furnished me with a statement of the progress already made in the construction of the road and its future prospects. From his statement you will learn that gratifying progress has been made in this work during the year, with every prospect of its early completion to and beyond the eastern boundary of the State.

The President reports that the company has ample means at its disposal to push forward the work with great rapidity, and predicts that the road will be finished and in running order to Salt Lake early in the year 1869. If these predictions should prove to be correct, and if similar enterprise be shown in constructing the eastern portion of the road, it is probable that this great highway will be completed much earlier than has been anticipated.

The interest with which this great national work has been regarded, resulting in large donations by the Government to aid in its construction, during a time of war, justifies us in the belief that, with the return of peace, such additional impetus will be given to it as will hasten its completion at the earliest day practicable. This is demanded by the nation, on grounds of national policy; and California anxiously awaits the consummation, looking forward with high hope, in the belief that the completion of this great continental thoroughfare will mark a new era in her onward progress.

The conditions imposed upon the Central Pacific Railroad Company by the fourth section of the Act of April fourth, eighteen hundred and sixty-four, have been fully complied with, so far as they were required to be, up to this date. The section referred to requires the company to transport free of charge convicts destined for the State Prison and lunatics for the Insane Asylum. I, therefore, would recommend such changes in existing laws as will prohibit Sheriffs and other officers from charging mileage for conveying such persons for the distance travelled on this road.

The report of the President of the Railroad Company is herewith transmitted.

YOSEMITE VALLEY AND MARIPOSA BIG TREE GROVE.

By an Act of Congress, approved June thirtieth, eighteen hundred and sixty-four, a donation was made to this State of all the lands which constitute Yosemite Valley and the Mariposa Big Tree Grove, situated in Mariposa County, upon certain conditions named in the Act.

In obedience to its requirements, I appointed, on the twenty-eighth of September, eighteen hundred and sixty-four, the following Commissioners to take charge of the property :

Frederick Law Olmstead, of Bear Valley ;
 Prof. J. D. Whitney, of San Francisco ;
 William Ashburner, of San Francisco ;
 I. W. Raymond, of San Francisco ;
 E. S. Holden, of Stockton ;
 Alex. Deering, of Mariposa ;
 George W. Coulter, of Coulterville ;
 Galen W. Clark, of Mariposa.

In the absence of any appropriation applicable to that purpose, I made an arrangement with the United States Surveyor-General for the survey of the two tracts, he agreeing to rely upon the future action of the Legislature for an adequate appropriation to compensate him for the work. The surveys were duly made in the latter part of eighteen hundred and sixty-four, and maps were executed and sent to the proper department at Washington for confirmation. No report has as yet been received from the Commissioners, but one will probably be sent to the Legislature. I recommend that the grant be formally accepted by an Act of the Legislature, and also that a reasonable appropriation be made to pay the Surveyor-General of the United States for the surveys.

LINCOLN MONUMENT.

I have received a letter from his excellency, Richard J. Oglesby, President of the National Lincoln Monument Association, appealing to the several States and Territories, as well as to the loyal and patriotic people "residing therein, for aid in the construction of a suitable monument over the remains of our late President, Abraham Lincoln, at Springfield, Illinois." The letter I send herewith.

No words of mine are necessary to awaken a hearty sympathy in the work proposed. It should be considered a privilege by all to be allowed to contribute to the erection of a monument to perpetuate the memory of one who earned the name of "Saviour of his Country." While it is true that his memory will be kept green in the hearts of his countrymen, and his good deeds be handed down to latest generations in history and song, let the spot where he lies entombed be marked by an enduring monument. Let the city be a Mecca, and his monument a shrine, where all true patriots may repair to renew their vows of fidelity to country, to humanity, and to God.

In submitting this letter to the Legislature, I would suggest that a reasonable appropriation be made by the State for this object, on condition that a like amount be raised by the people here in their individual capacity ; or, if deemed best, let the appropriation be made without any condition.

REGISTRY LAW.

In my inaugural, two years since, I said: "I am glad to see a growing disposition among the people to guard the elective franchise from abuse, and to erect additional guards to its fair exercise. Nothing can so greatly conduce to this end as a well considered and practical registry law. The slight inconvenience which such an enactment would impose upon the legal voters of the State, would be much more than compensated by the security it would give them against being overborne at the elections by fraudulent voting. Of the constitutionality of such a measure, I have no doubt, although I am aware that many persons entertain a different opinion; and it is unfortunate, perhaps, that a provision giving to the Legislature ample power over the subject, in clear and unmistakable language, was not submitted to the people among the late amendments to the Constitution."

Of the correctness of the opinion then expressed, I am more than ever convinced. Such an enactment is, I think, demanded by the honest voter, and by every consideration of public policy. I therefore respectfully, but earnestly, ask your consideration of the matter, to the end that the just demands of the people may be satisfied, in seeing a well digested and equitable law of this kind enacted before the close of the session.

GAMBLING.

I desire to call your attention to the laws now in force intended to prohibit gambling, by punishing those who engage in it, and to ask such modifications as will accomplish the object sought. The workings of the present law do not tend to suppress this vice, or even abate it. Indeed, persons best able to judge affirm that gambling houses have increased in number in the cities during the last two years. The evils resulting from the continuance of these practices have become painfully apparent in the ruined fortunes and reputations of many persons who have heretofore borne good characters. The amount of secret misery and sorrow caused by the existence of houses of this character is beyond computation.

That some well directed effort should be made by the Legislature, that will, as nearly as may be, prohibit and break up gambling games, is demanded, not only by all good citizens, but by the weak minded persons who cannot resist the temptations that beset them. I therefore recommend either that the law of April twenty-seventh, eighteen hundred and fifty-seven, be re-enacted, declaring the crime a felony, punishable by imprisonment in the State Prison, or that the penalties of the present law be materially increased. If the latter course be adopted, authority should be given to officers of the law to break into places where games are conducted, and arrest parties suspected of being guilty of the offence; in other words, should the offence be classed as a misdemeanor, as at present, officers should have the same power in making arrests, either day or night, upon well grounded suspicion, as is now provided in cases of felony.

NATIONAL HALL OF STATUES.

By the second Section of the Act of Congress, approved July second, eighteen hundred and sixty-four, it is provided that "the President is hereby authorized to invite each and all the States to provide and furnish

statues, in marble or bronze, not exceeding two in number for each State, of deceased persons who have been citizens thereof, and illustrious for their historic renown, or from distinguished civic or military services, such as each State shall determine to be worthy of this national commemoration; and when so furnished the same shall be placed in the old hall of the House of Representatives, in the Capitol of the United States, which is hereby set apart, or so much thereof as may be necessary, as a national statuary hall, for the purposes herein indicated."

I recommend appropriate legislation, for the purpose of complying with the design of Congress, so far as California is concerned.

AMENDMENT TO THE CONSTITUTION OF THE UNITED STATES.

I have received from the Secretary of State of the United States a copy of a joint resolution of Congress, passed by a vote of two thirds of each house, entitled "A resolution submitting to the Legislatures of the several States a proposition to amend the Constitution of the United States."

The resolution is in the following words:

"Resolved, by the Senate and House of Representatives of the United States, in Congress assembled (two thirds of both houses concurring,) That the following Article be proposed to the Legislatures of the several States as an amendment to the Constitution of the United States, which, when ratified by the Legislatures of three fourths of said States, shall be valid, to all intents and purposes, as a part of said Constitution, namely:

"ARTICLE XIII.

"SECTION 1. Neither slavery nor involuntary servitude, except as a punishment for crime, whereof the party shall have been duly convicted, shall exist within the United States, or any place subject to their jurisdiction.

"SEC. 2. Congress shall have power to enforce this Article by appropriate legislation.

"Approved February 1, 1863."

In the conflict of arms, now substantially ended, slavery, the source from which came all our woes, perished; while its destruction is acknowledged by all as an accomplished fact, it is important that the Constitution of the United States should be purged of whatever gave countenance to the institution, in order that no question may arise in the future to perplex the people or again deluge the land with blood. Let us show our acquiescence in this grand result by promptly ratifying the foregoing resolution of Congress, thus adding one more to the many acts by which California has shown her loyalty to the Union and her devotion to liberty. Let us consider it a privilege to be a party to the righteous deed that decrees "freedom to all" throughout the limits of the republic.

FEDERAL RELATIONS.

The war for the suppression of the rebellion has been brought to a close, and the supremacy of the national authority is an established fact. With the triumph of the Republic, in arms, has come, as was anticipated

by the loyal people of the country, the destruction of African slavery within the limits of the United States. While for this glorious vindication of Nationality and Liberty too much praise cannot be awarded to the noble men who imperilled their lives in the conflict, our devout thanks should be rendered to the Great Disposer of human events, who inclined us to see the right, and gave us courage to maintain it.

The great national question which now engages the attention of the people is the status of the rebellious States, and the modes and means by which loyal State Governments, republican in form, are to be revived or re-inaugurated therein. This is a question properly belonging to the legislative and executive branches of the Federal Government, and one which they must decide; yet it is entirely within your legitimate province, speaking for the people of this State, to consider the matter, to the end that our congressional delegation may have the aid of your counsels. As you are aware, there are several theories in regard to the status of the States lately in rebellion.

One theory is, that the States, by the armed rebellion of substantially all their citizens, lost none of their rights under the Constitution of the United States; that the laws, ordinances, and acts of the people in those States, by which they declared their relations with the Union dissolved, and which they sustained by force of arms for four years, being null and void, and the military power by which they were upheld crushed by overpowering force, their original status, as it existed prior to the attempt at secession, remains the same, and that as States in the Union they are entitled to the recognition of all their civil and political rights, on an equal footing with those that have remained loyal.

Another theory is, that the people in the rebellious States, by formal acts through Conventions called in the mode provided in their State Constitutions, so altered those instruments as to absolutely destroy them; that even if they did not destroy their organic laws in a technically legal manner, the solemn acts of abjuration intended to sever their connection with and throw off all allegiance to the United States—swearing fealty to a new Government of their own creation; and the seizing by force of arms of the property of the United States, within the limits of such States, driving from among them all public officers of the United States, unless they yielded obedience to the new made Government; carrying on a war for four years, treating us as public enemies, burning our ships on the ocean, starving our soldiers when in their hands as prisoners, and slaying our President at the Capital—have forfeited their political rights under the Constitution. That they are in fact conquered rebels, with no political rights except such as the Government of the United States may concede to them by its generosity and favor.

Each of these theories has many ardent supporters. The adherents of one insist that the rebellious districts must be re-organized according to their particular plan, or not at all; those of the other claim that the Southern States are intact in the Union, with all the rights and privileges that they were possessed of in eighteen hundred and sixty.

There are others who are not willing to concede as correct the former theory, and the latter, they think, is unsafe in many points on which to base action. Prominent among these is the President of the United States, who, by the action he has taken, looking to the reconstruction and restoration of the rebel States, seems to be desirous of arriving at practical results, without paying deference to abstruse theories. With a record for patriotism pure and unsullied, and an avowed earnest desire

to re-inaugurate loyal State Governments in those States, founded upon the will of the loyal voters therein, he appointed Provisional Governors, and authorized them to call Constitutional Conventions under certain conditions, prescribing an oath of loyalty as a qualification for those who voted, and absolutely debarring the leading rebels from the exercise of that privilege. He further informed them that he expected such exhibitions of loyalty in the selection of their officers as would show to the world that they were willing to renounce, at once and forever, all acts of secession and rebellion. In addition to this, it should be made to appear that the men who had instigated and inaugurated the rebellion would be denied any place of trust or power. If, beyond all this, they would blot out from their Constitutions and laws all that legalized and upheld slavery, and renounce and repudiate by solemn enactments all debts created to support the rebellion, he would, as the Chief of the Executive Department of the Government, recognize these States as erring and repentant prodigals, and would recommend that they be acknowledged and recognized as part of an undivided Union; and, if loyal and true representatives were sent to Congress, who could take the oath prescribed by law, they would probably be admitted to its councils.

But if, disregarding their duty to the Government, and treating with contempt its kindness and leniency, they allowed unrepentent rebels to resume civil and political power, giving evidence that the spirit of insurrection, hatred, and rebellion were still in the ascendancy, it would be useless to expect recognition from any of the Departments of Government. That the President had such assurances from these people as led him to believe they would adopt his suggestions in good faith, is undoubtedly true, and, if the result proves to be contrary to these expectations and requirements, there will be no one more ready and willing than the President to ignore their acts, and retain military control over them until a loyal majority shall be found to do the work faithfully and well.

If these States shall in good faith accept the conditions of the President, and through a majority of their voters put themselves in true communion with the loyal States, their action would, undoubtedly, be hailed with joy by all the loyal men of this State. If successful, the plan is well worth the trial; and if unsuccessful, it was no less necessary to show the magnanimity of the Government, and to prove the unfitness of these people to resume civil and political power.

If the reports from some of these States be true, that they have elected bitter and unrelenting enemies of the Government to some of the highest offices of trust and power—whose swords, still stained by the blood of loyal soldiers, they have refused to surrender in obedience to the stipulations of their superiors—it would seem that a season of probation, under a just and humane military rule, would be likely to improve the quality of loyalty existing in those districts.

Should these reports prove true, can it be doubted that a loyal and patriotic President and Congress will devise means to govern them until, by free schools, a free press, and immigration both domestic and foreign, the public sentiment shall be so changed that they will accept the new order of things with joy and pride.

I am not unmindful of the fact that military rule is unsuited to our ideas of good government, and of the earnest desire of all that it may

be dispensed with at the earliest day possible. Should those States that are disposed to spurn all acts of kindness desire to hasten the time when military force may safely be withdrawn, I would suggest to their people that they have among themselves an element which may be made to assist largely in the accomplishment of their desires. They possess within their limits a numerous population who have proved faithful and true to the Government; who have fought its battles and honored its flag; whose status has been changed by the operations of the war from that of chattels to freemen; whose votes, if added to the present loyal minority, would re-establish those States on a firm foundation.

With the aid of these votes loyal men could be sent to the national councils, who would represent districts and States, ready and willing to aid in bearing the national burdens, and sustaining the national credit and renown. Let these results be assured, and military rule will not long remain to perplex them.

No one thing would go so far towards settling some of the embarrassing questions growing out of the war, as an amendment to the Constitution of the United States, making the legal electors residing within each State the basis of representation, instead of the inhabitants, as is now the case. This amendment, just and right in itself, will, I hope, be proposed to the Legislatures of the several States for ratification, by Congress at its present session. If such an amendment can be made a part of the Constitution, it will, I think, be likely to set at rest, at once and forever, the whole suffrage question.

CONCLUSION.

In concluding the first half of my official term I feel a pleasure in reverting to the general prosperity that has signalized our career as a State during the past two years. Within that period, by the help of Divine Providence, the tide of civil war has been stayed, and a lasting and honorable peace now blesses our land. Our country emerges from the conflict without a blot or stain upon her name, to take her rightful place at the head of civilized nations.

With States, as with individuals, an honest, straightforward, and upright course will always be found to afford the surest guarantee for a successful future. Let us, then, invoke the blessing of God upon our efforts, and, now that the nation has laid aside its implements of war, let us, as a State, labor for success in the arts of peace.

To you, Senators, and Gentlemen of the Assembly, I would say that though the duties prescribed in the Constitution for your guidance, and that of the Executive, differ in many respects, the good order and well being of the State rest upon a cordial co-operation of all its branches of government. It becomes us, therefore, in our official connection, to rely upon each other for mutual aid and support, and with a united and earnest purpose, to give our best energies for the general welfare.

FRED'K F. LOW.

APPENDIX

TO

GOVERNOR'S MESSAGE.

LIST OF PARDONS FROM STATE PRISON,

GRANTED BY GOVERNOR FRED'K F. LOW,

From December 10, 1863, to November 1, 1865.

<i>Date of Sentence.</i>	<i>Name of Prisoner.</i>	<i>Crime.</i>	<i>County.</i>	<i>Term of Sentence.</i>
January, 1863.....	Michael McDermott..	Grand Larceny	San Francisco.	One year.

DECISION.—Whereas, a petition has been presented to me, praying for his pardon, signed by Hawley & Co., Thomas Hayes, Peter Donahue, and other well known citizens of San Francisco; and whereas, the officers of the prison certify to his exemplary conduct while under their charge—therefore, let him be pardoned. February 4, 1864.

<i>Date of Sentence.</i>	<i>Name of Prisoner.</i>	<i>Crime.</i>	<i>County.</i>	<i>Term of Sentence.</i>
October, 1861.....	William P. Fisher	Assault to commit rape.	Merced.....	Five years.

DECISION.—Whereas, a petition has been presented to me for his pardon, signed by numerous well known citizens of Merced County, including Hon. J. M. Fitzhugh, County Judge, and J. H. P. Ross, District Attorney. and whereas, it is represented to me that the said Fisher bore a good character previous to his conviction, and the officers of the prison testify to his good conduct since he has been under their charge—therefore, let him be pardoned. April 11, 1864.

<i>Date of Sentence.</i>	<i>Name of Prisoner.</i>	<i>Crime.</i>	<i>County.</i>	<i>Term of Sentence.</i>
June, 1862.....	Lewis Ramiel	Manslaughter.....	Tehama	7 yrs. and 6 mos.

DECISION.—Whereas, a petition signed by the District Attorney and a large number of citizens of said county, including a majority of the jurors who tried the case, praying for the pardon of said Lewis Ramiel, has been presented to me; and whereas, it appears that since the conviction and confinement of said Ramiel his wife has led a dissolute and abandoned life, and that she has in her possession two children of said Ramiel, and refuses to give them into any other hands in order that they may have proper care and training; and whereas, the officers of the prison certify to the good conduct of said Ramiel therein; and whereas, it is made to appear that the public good will be promoted by the pardon of the said Ramiel—therefore, let him be pardoned. May 7, 1864.

LIST OF PARDONS—Continued.

<i>Date of Sentence.</i>	<i>Name of Prisoner.</i>	<i>Crime.</i>	<i>County.</i>	<i>Term of Sentence.</i>
March, 1864.....	Ah Chew.....	Robbery	Butte.....	Three years.

DECISION.—Whereas, since the conviction and sentence the property which it was alleged had been stolen has been found, which goes to establish his innocence of the crime with which he was charged; and whereas, a petition signed by all the jurors who tried the case, and the Judge who presided at the trial, stating that it is their belief that the prisoner is entirely innocent, and praying that he may be granted a pardon—therefore, let him be pardoned. May 25, 1864.

<i>Date of Sentence.</i>	<i>Name of Prisoner.</i>	<i>Crime.</i>	<i>County.</i>	<i>Term of Sentence.</i>
March, 1864.....	Ah Tye.	Robbery	Butte.....	Three years.

DECISION.—Whereas, since the conviction and sentence the property which it was alleged had been stolen has been found, which goes to establish his innocence of the crime with which he was charged; and whereas, a petition signed by all the jurors who tried the case, and the Judge who presided at the trial, stating that it is their belief that the prisoner is entirely innocent, and praying that he may be granted a pardon—therefore, let him be pardoned. May 25, 1864.

<i>Date of Sentence.</i>	<i>Name of Prisoner.</i>	<i>Crime.</i>	<i>County.</i>	<i>Term of Sentence.</i>
March, 1863.....	John Pommé.....	Burglary.....	Sacramento.....	Three years.

DECISION.—Whereas, a petition has been presented to me soliciting his pardon, signed by Judge Robert C. Clark, who presided at his trial, by a portion of the jury in the case, and by many of the most respectable citizens of Sacramento, and whereas, circumstances have come to my knowledge that induce me to believe in his innocence—therefore, let him be pardoned. June 7, 1864.

<i>Date of Sentence.</i>	<i>Name of Prisoner.</i>	<i>Crime.</i>	<i>County.</i>	<i>Term of Sentence.</i>
April, 1859.....	Edward Dellaway	Grand Larceny	San Francisco..	Ten years.

DECISION.—Whereas, it appears that the amount of property stolen was small; that he has now suffered an imprisonment of over five years, which seems to be an ample punishment for the offence committed; that his conduct since he has been in prison has been good as evidenced by a certificate signed by the officers of the prison, and whereas, the Royal Hanoverian Consul has earnestly interceded for his pardon, and promised that if he be pardoned he will depart this State immediately—therefore, let him be pardoned on that condition. July 2, 1864.

LIST OF PARDONS—Continued.

<i>Date of Sentence.</i>	<i>Name of Prisoner.</i>	<i>Crime.</i>	<i>County.</i>	<i>Term of Sentence.</i>
June, 1860	Frank Stewart.....	Robbery	Yuba	Eight years.

DECISION.—Whereas, a petition has been presented to me, signed by the Judge who tried the case, the District Attorney who prosecuted it, and also by a large number of respectable citizens of Marysville, setting forth their belief that the robbery was committed by others, that Stewart is innocent of the crime, and further that he is a young man respectably connected, and that if pardoned he will lead an honest life in the future; and whereas, the officers of the prison certify that the conduct of Stewart since he has been in the prison has been good—therefore, let him be pardoned. July 5, 1864.

<i>Date of Sentence.</i>	<i>Name of Prisoner.</i>	<i>Crime.</i>	<i>County.</i>	<i>Term of Sentence.</i>
December, 1859...	J. M. Mills.....	Rape	El Dorado.....	Ten years.

DECISION.—Whereas, a petition has been presented to me, asking for his pardon, signed by two hundred and fifty citizens of El Dorado County, including the Judge who presided at the trial, and many of the jurors who tried the case; and whereas I am entirely satisfied that the mother of the girl testified falsely on the trial as to the age of her daughter, while if her true age had been proven, the prisoner would have been guilty of no crime; and whereas, during the time said Mills has been confined, the officers of the prison testify unanimously as to his exemplary conduct—now, therefore, let him be pardoned. August 15, 1864.

<i>Date of Sentence.</i>	<i>Name of Prisoner.</i>	<i>Crime.</i>	<i>County.</i>	<i>Term of Sentence.</i>
November, 1858...	George Riveles.	Murder in 2d degree.	Mariposa	Twenty years.

DECISION.—Whereas, the testimony of a negro, who was the only person present at the time of the alleged murder, was excluded, which if it had been lawful to admit, it would probably have changed the verdict of the jury; and whereas a petition signed by the ex-District Judge and the present one, by all the county officers and members of the Board of Supervisors of Mariposa County, has been presented to me, praying for his pardon; and whereas, all the officers of the prison testify to his good conduct in giving information concerning a conspiracy for a break—now, therefore, let him be pardoned. September 9, 1864.

LIST OF PARDONS—Continued.

<i>Date of Sentence.</i>	<i>Name of Prisoner.</i>	<i>Crime.</i>	<i>County.</i>	<i>Term of Sentence.</i>
February, 1864....	Patricio Juarez.....	Felony.....	Napa.....	Three years.

DECISION.—Whereas, a petition has been presented to me signed by Robert Crouch, County Judge, J. E. Pond, District Attorney, and J. H. Howland, Recorder of Napa County, also, by Hon. C. Hartson, N. Coombs, George E. and James H. Goodman, setting forth that they believe the prisoner was led to the commission of the offence by others; that since his trial and conviction the prisoner has enlisted in the Navy of the United States, on board the U. S. Ship-of-war Narragansett, and is now serving his Government to the best of his ability. Now, therefore, let the said Patricio Juarez be pardoned on condition that he faithfully serve out the term for which he has enlisted, on board the U. S. ship Narragansett, or some other ship belonging to the U. S. Navy, and shall be honorably discharged; and I further order, that the certificate of honorable discharge, together with these presents, shall constitute a full, free, and unconditional pardon. September 29, 1864.

<i>Date of Sentence.</i>	<i>Name of Prisoner.</i>	<i>Crime.</i>	<i>County.</i>	<i>Term of Sentence.</i>
June, 1862.....	Chas. L. De Britton...	Manslaughter.....	San Francisco..	Five years.

DECISION.—Whereas, in addition to a petition numerously signed by persons of great respectability in San Francisco asking for his pardon, a letter from Edward Trask, M. D., Surgeon of the prison, has been received, setting forth that the prisoner is suffering under a complication of diseases, from which he can scarcely hope ever to recover, which are being aggravated by confinement; and whereas, personal observation has convinced me of the facts as stated by Dr. Trask, and that the prisoner cannot live until the end of his term—now, therefore, let him be pardoned. September 29, 1864.

<i>Date of Sentence.</i>	<i>Name of Prisoner.</i>	<i>Crime.</i>	<i>County.</i>	<i>Term of Sentence.</i>
July, 1864.....	James W. Rogers.....	Manslaughter.....	San Francisco..	Five years.

DECISION.—Whereas, a petition has been presented to me signed by all the jurors who tried the case, giving a statement of the testimony produced on the trial, and praying that the said Rogers may be pardoned; and whereas, it appears from the statements of the testimony that instead of its being a case of manslaughter, it was really a case of justifiable homicide; and whereas, another petition, numerously signed by respectable citizens of San Francisco, has been received praying for his pardon—now, therefore, let him be pardoned. November 4, 1864.

LIST OF PARDONS—Continued.

<i>Date of Sentence.</i>	<i>Name of Prisoner.</i>	<i>Crime.</i>	<i>County.</i>	<i>Term of Sentence.</i>
February, 1862....	George T. Wilson	Manslaughter.....	San Francisco..	Five years.

DECISION.—Whereas, petitions have been presented to me signed by nearly all the jurors who tried the case, all the officers of the State Prison, and a very large number of respectable persons residents of San Francisco, asking for his pardon; and whereas, the prisoner promises that if pardoned he will enlist in the Army of the United States as a musician, and his friends assure me most positively that his promises shall be faithfully kept and performed—now, therefore, let him be pardoned. December 2, 1864.

<i>Date of Sentence.</i>	<i>Name of Prisoner.</i>	<i>Crime.</i>	<i>County.</i>	<i>Term of Sentence.</i>
February, 1857 ...	William Shelly.....	Grand Larceny	Yuba	Ten years.

DECISION.—Whereas, a petition signed by the Judge who presided at the trial, the District Attorney who prosecuted the case, and a large number of the most respectable citizens of Marysville, has been presented to me, setting forth that the trial took place at a time of great excitement, and the sentence was greatly disproportionate to the offence, and whereas, the certificate of the officers of the prison shows that the conduct of the prisoner has been exemplary during the eight years he has been confined there—now, therefore, let him be pardoned. February 8, 1865.

<i>Date of Sentence.</i>	<i>Name of Prisoner.</i>	<i>Crime.</i>	<i>County.</i>	<i>Term of Sentence.</i>
November, 1864..	John Pinto.....	Burglary.....	San Francisco..	Three years.

DECISION.—Whereas, it appears by a certificate signed by the Resident Director and the Visiting Physician of the State Prison that said Pinto has been an inmate of the hospital during his entire confinement at the prison, his disease being consumption, and incurable, and that he can live but a very short time with the best care his family and friends may provide for him—therefore, let him be pardoned. April 10, 1865.

<i>Date of Sentence.</i>	<i>Name of Prisoner.</i>	<i>Crime.</i>	<i>County.</i>	<i>Term of Sentence.</i>
March, 1864	John Lawlor.....	Assault with intent to commit murder.	San Francisco.	Two years.

DECISION.—Whereas, it appears by the certificates of L. Rowell, R. Beverly Cole, W. T. Garwood, and S. R. Harris, physicians of eminent ability, that said Lawlor is suffering from a disease of the heart and hemorrhage of the lungs, from which he never can recover; that he is now very low and will probably live but a short time, and whereas, I am in receipt of a letter from Hon. Samuel Cowles, the Judge before whom he was tried, also a petition from many respectable persons, residents of San Francisco, asking for his pardon to the end that he may have that care during his last illness which only his wife and family can give—therefore, let him be pardoned. April 29, 1865.

LIST OF PARDONS—Continued.

<i>Date of Sentence.</i>	<i>Name of Prisoner.</i>	<i>Crime.</i>	<i>County.</i>	<i>Term of Sentence.</i>
February, 1865.....	A. Redenilt.....	Grand Larceny	San Francisco.	Three years.

DECISION.—Whereas, satisfactory information has been received to the effect that the sum taken was sixty dollars only, and that it is extremely doubtful if he committed the act with a felonious intent, and whereas, persons of respectability have represented to me that this was his first offence, and that previous thereto he was an honest and industrious young man, who labored to support his mother and sister, the latter now lying at the point of death; and whereas, many citizens of San Francisco, including the Judge before whom he was tried, and the Police Judge, represent that the circumstances of the case are such as to justify executive clemency—therefore, let him be pardoned. May 2, 1865.

<i>Date of Sentence.</i>	<i>Name of Prisoner.</i>	<i>Crime.</i>	<i>County.</i>	<i>Term of Sentence.</i>
April, 1859	George Cochran	Murder in 2d degree	Placer	Fifteen years.

DECISION.—Whereas, petitions signed by the ex-District Judge, District Attorney, and Sheriff of Placer County, and by a large number of respectable citizens of said county, setting forth that there are strong doubts of the prisoner's guilt, or if guilty the sentence was disproportionate to the offence, and praying that he may be pardoned; and whereas, the prisoner is suffering from epilepsy, which will be likely to prove fatal if he remains in the prison—therefore, let him be pardoned. May 9, 1865.

<i>Date of Sentence.</i>	<i>Name of Prisoner.</i>	<i>Crime.</i>	<i>County.</i>	<i>Term of Sentence.</i>
July, 1862.....	James Harron.	Murder in 2d degree.	Mariposa	Eighteen years.

DECISION.—Whereas, petitions have been presented to me, signed by the Judge before whom he was tried, the county officers, and a large number of citizens of Fresno County, where the alleged offence was committed, by the citizens of Monterey County, where he formerly resided, all to the effect that the person killed was a desperate character, that the prisoner was a peaceable man, that the killing was probably in self-defence, and praying that Harron may be pardoned; the District Judge also says in a letter to me that he is satisfied from the evidence presented to him since the trial, that the sentence is excessive, and asks that he may be pardoned—therefore, let him be pardoned. May 20, 1865.

LIST OF PARDONS—Continued.

<i>Date of Sentence.</i>	<i>Name of Prisoner.</i>	<i>Crime.</i>	<i>County.</i>	<i>Term of Sentence.</i>
July, 1860	Lewis Carlow.....	Murder in 2d degree.	Tuolumne	Eleven years.

DECISION.—Whereas, a petition has been presented to me, signed by a large number of persons residents of Tuolumne County, saying that there are mitigating circumstances, which were not brought out on the trial; and whereas, the Lieutenant-Governor, who was cognizant of all the circumstances attending the case, strongly urges his pardon, on the ground that the sentence was excessive, and also because the prisoner is old and infirm, and because, he says, that he is satisfied the prisoner will, if pardoned, properly conduct himself—therefore, let him be pardoned. May 20, 1865.

<i>Date of Sentence.</i>	<i>Name of Prisoner.</i>	<i>Crime.</i>	<i>County.</i>	<i>Term of Sentence.</i>
September, 1864..	William S. Burritt.....	Burglary.....	San Francisco ..	Three years.

DECISION.—Whereas, a petition, signed by a large number of respectable citizens of San Francisco, praying for his pardon, has been received, also a letter from the County Judge who presided at his trial, to the same effect, and whereas, from all the testimony presented to me it appears that the prisoner has served his country faithfully in the army during the recent rebellion; that he has received honorable wounds while doing his duty, which have partially disabled him for life; and whereas, it seems probable that this was his first offence—now, therefore, let him be pardoned, with the express condition that he depart from this State prior to August first, eighteen hundred and sixty-five, never to return to it again. July 3, 1865.

<i>Date of Sentence.</i>	<i>Name of Prisoner.</i>	<i>Crime.</i>	<i>County.</i>	<i>Term of Sentence.</i>
October, 1855	William Love.....	Grand Larceny	Sacramento.....	Twenty years.

DECISION.—Whereas, from the evidence presented to me, it appears that he was convicted of the crime of stealing three mules, or horses, and the sentence was imposed at a time when there was great excitement in the community concerning crimes of this nature; and whereas, he has been imprisoned ten years, behaving well and laboring faithfully during that time, and whereas, the original sentence seems to me entirely disproportioned to the offence, and that he has suffered enough already—therefore, let him be pardoned. August 7, 1865.

<i>Date of Sentence.</i>	<i>Name of Prisoner.</i>	<i>Crime.</i>	<i>County.</i>	<i>Term of Sentence.</i>
November, 1857 ..	John E. Carroll.....	Murder in 2d degree.	Napa.....	Ten years.

DECISION.—Whereas, it appears that the said Carroll was convicted for being cognizant of the offence for which Thomas T. Hammond was convicted, but not directly implicated in it, and whereas, there is no evidence going to show his guilt, or, if guilty, the punishment he has received already is more than enough to satisfy the ends of justice—therefore, let him be pardoned. September 8, 1865.

LIST OF PARDONS—Continued.

<i>Date of Sentence.</i>	<i>Name of Prisoner.</i>	<i>Crime.</i>	<i>County.</i>	<i>Term of Sentence.</i>
August, 1857	Thos. T. Hammond....	Murder in 2d degree.	Napa.....	Twenty-one years.

DECISION.—Whereas, satisfactory evidence has been presented to me, showing that it is extremely doubtful whether he was guilty of the offence ; that if guilty, as charged, I am entirely satisfied that the time he has been in prison—eight years—is a sufficient punishment ; and whereas, it appears from the testimony of the officers of the prison that he has always conducted himself well, and never has attempted or aided in escapes or breaks—therefore, let him be pardoned. September 8, 1865.

<i>Date of Sentence.</i>	<i>Name of Prisoner.</i>	<i>Crime.</i>	<i>County.</i>	<i>Term of Sentence.</i>
May, 1864.....	D. Fitzpatrick.....	Murder in 2d degree.	Solano.....	Ten years.

DECISION.—Whereas, a petition signed by the county officers of Solano County, by most of the jurors who tried him, and two hundred and seventy-five citizens of Solano County, has been presented to me asking for his pardon ; and whereas, a copy of the evidence given at the trial has been furnished me, from which it clearly appears that the killing was done in self defence, the prisoner having good reason to believe that his life was in danger ; and whereas, it appears from the testimony of his neighbors that the prisoner has always borne an irreproachable character—therefore, let him be pardoned. October 7, 1865.

<i>Date of Sentence.</i>	<i>Name of Prisoner.</i>	<i>Crime.</i>	<i>County.</i>	<i>Term of Sentence.</i>
January, 1865.....	Frank Rivers.....	Forgery.....	San Francisco..	Four years.

DECISION.—Whereas, it appears from the evidence presented to me that the prisoner is not at heart a criminal ; that it seems probable that absolute poverty led him to the commission of the offence ; that the amount involved was very small ; and that the imprisonment which he has already suffered seems ample ; and whereas, it appears from the testimony of the military authorities that his conduct prior to this act has been unexceptionable ; that he was one of the defenders of Fort Sumter, under General Anderson, when it was attacked by and surrendered to the rebels—therefore, let him be pardoned. October 23, 1865.

LIST OF PARDONS FROM COUNTY JAIL,

GRANTED BY GOVERNOR FRED'K F. LOW,

From December 10, 1863, to November 1, 1865.

<i>Date of Sentence.</i>	<i>Name of Prisoner.</i>	<i>Crime.</i>	<i>County.</i>	<i>Term of Sentence.</i>
April, 1864.....	Joseph Fairleigh.....	Petit Larceny.....	Shasta.....	Six months.

DECISION.—Whereas, one Joseph Fairleigh has been convicted in the County of Shasta, in said State, of the crime of petit larceny, and sentenced therefor to the county jail of said county; and whereas, it has been represented to me that the bodily health of the said Fairleigh is suffering from the close confinement to which he is subjected; and whereas, a petition has been presented to me, signed by nine of the jurymen who tried the case, soliciting his pardon, on the ground that his sentence was for too long a period, considering the nature of the crime for which he was convicted—therefore let him be pardoned. April 5, 1864.

<i>Date of Sentence.</i>	<i>Name of Prisoner.</i>	<i>Crime.</i>	<i>County.</i>	<i>Term of Sentence.</i>
March, 1864.....	William Haley.....	Resisting an officer	San Francisco.	Six months, and \$250 fine.

DECISION.—Whereas, it has been made to appear to me by a written statement signed by all the jurors who tried the case, that the sentence of the Court was disproportionate to the offence committed, and that the imprisonment already suffered has been ample to satisfy the ends of justice—therefore, let him be pardoned. May 7, 1864.

<i>Date of Sentence.</i>	<i>Name of Prisoner.</i>	<i>Crime.</i>	<i>County.</i>	<i>Term of Sentence.</i>
March, 1864.....	Jeremiah Coughlin....	Resisting an officer	San Francisco.	Six months, and \$250 fine.

DECISION.—Whereas, it has been made to appear to me by a written statement signed by all the jurors who tried the case, that the sentence of the Court was disproportionate to the offence committed, and that the imprisonment already suffered has been ample to satisfy the ends of justice—therefore, let him be pardoned. May 7, 1864.

LIST OF PARDONS—Continued.

<i>Date of Sentence.</i>	<i>Name of Prisoner.</i>	<i>Crime.</i>	<i>County.</i>	<i>Term of Sentence.</i>
March, 1864.....	Fredrick McRae.....	Obstructing officer discharging duty.	San Francisco..	Six months, and \$250 fine.

DECISION.—Whereas, a petition has been presented, signed by seven of the jurors who tried the case, and a large number of respectable citizens of San Francisco, asking for his pardon; and whereas, city physicians certify that McRae's health is suffering severely on account of his imprisonment and whereas, he has now been in jail three months—therefore, let him be pardoned. June 29, 1864.

<i>Date of Sentence.</i>	<i>Name of Prisoner.</i>	<i>Crime.</i>	<i>County.</i>	<i>Term of Sentence.</i>
July, 1864.....	Kern Flynn.....	Assault and Battery.	Sacramento.....	Five months.

DECISION.—Whereas, a petition asking for his pardon has been presented to me, signed by a large number of respectable citizens of Folsom, representing that said Flynn has a wife and five helpless children depending upon him for support, and whereas, the same statement is presented to me by Justice B. C. Quigley, who also asks that the judgment of his Court be set aside—therefore, let him be pardoned. August 16, 1864.

<i>Date of Sentence.</i>	<i>Name of Prisoner.</i>	<i>Crime.</i>	<i>County.</i>	<i>Term of Sentence.</i>
June 7, 1865.....	Festus McDonough....	Assault and Battery	Sacramento	Seventy-five days.

DECISION.—Whereas, a petition has been presented to me, signed by the Justice before whom he was tried, by Jesso Couch, Supervisor of Sacramento County, and other respectable citizens of Folsom, praying that the balance of said McDonough's sentence—twenty-five days—may be remitted, and that he be granted a pardon—therefore, let him be pardoned. July 28, 1865.

RESPITES GRANTED BY GOVERNOR FRED'K F. LOW,

From December 10, 1863, to November 1, 1865.

<i>Date of Sentence.</i>	<i>Name of Prisoner.</i>	<i>Crime.</i>	<i>County.</i>	<i>Sentence.</i>
May, 1864.....	Ramon Velasquez.....	Murder 1st degree.	Tuolumne.....	Death.

To the Sheriff of Tuolumne County:

DECISION.—Whereas, Ramon Velasquez was, on the sixth day of May, A. D. eighteen hundred and sixty-four, indicted by the Grand Jury of Tuolumne County for the crime of murder; and whereas, the said Velasquez was tried for the said crime, and convicted at the July term of the District Court of murder in the first degree, and sentenced to be hung on Friday, September twenty-third, A. D. eighteen hundred and sixty-four—now, therefore, I, Frederick F. Low, Governor of the State of California, by the authority in me vested by the Constitution and laws of said State, do hereby grant unto the said Ramon Velasquez a respite of fourteen days from the said twenty-third day of September, A. D. eighteen hundred and sixty-four; and I do hereby order and direct the Sheriff of the County of Tuolumne to suspend the execution of the said sentence until Friday the seventh day of October, A. D. eighteen hundred and sixty-four, on which day he will proceed to execute the full sentence of the law.



In witness whereof, I have hereunto set my hand and caused the great seal of State to be affixed, this nineteenth day of September, A. D. eighteen hundred and sixty-four.

FRED'K F. LOW, Governor.

Attest: B. B. REDDING, Secretary of State.

COMMUTATIONS OF SENTENCE,

GRANTED BY GOVERNOR FRED'K F. LOW,

From December 10, 1863, to November 1, 1865.

<i>Date of Sentence.</i>	<i>Name of Prisoner.</i>	<i>Crime.</i>	<i>County.</i>	<i>Sentence.</i>
July, 1864.....	John Davis.....	Murder 1st degree.	Sierra.....	Death.

DECISION.—Whereas, at the July term, A. D. eighteen hundred and sixty-four, of the District Court held in and for the County of Sierra, in the State of California, John Davis was tried and convicted of the crime of murder in the first degree, and sentenced to be hung on the thirtieth day of September, A. D. eighteen hundred and sixty-four; and whereas, a letter has been received by me from the Hon. I. S. Belcher, the District Judge who presided at the trial, and a petition signed by all the jurors who tried the case, the District Attorney who prosecuted it, and all the county officers of Sierra County; also, a petition signed by several hundred of the residents of Howland Flat and vicinity, the place where the crime was committed, all praying that the sentence may be commuted; and whereas, by the record of the evidence given on the trial, it does not clearly appear that the killing was the result of “malice aforethought”—now, therefore, by virtue of the authority in me vested by the Constitution and laws of this State, I do hereby commute the sentence pronounced by the Court upon the said John Davis, to imprisonment in the State Prison of this State for life; and I do hereby order and direct the Sheriff of Sierra County, upon the receipt of these presents, to take and deliver the said John Davis into the custody of the officers of the State Prison of California, and that he be there confined at hard labor during the period of his natural life.

SEAL.

In witness whereof, I have hereunto set my hand and caused the great seal of State to be affixed, this nineteenth day of September, eighteen hundred and sixty four.

FRED'K F. LOW, Governor.

Attest: B. B. REDDING, Secretary of State.

RESTORATIONS TO CITIZENSHIP,

GRANTED BY GOVERNOR FRED'K F. LOW,

From December 10, 1864, to November 1, 1865.

<i>Date of Sentence.</i>	<i>Name of Prisoner.</i>	<i>Crime.</i>	<i>County.</i>	<i>Term of Sentence.</i>
February, 1855....	Theodore C. Purdom..	Grand Larceny.....	El Dorado.....	One year.

DECISION.—Whereas, it has been represented to me by sundry citizens of Plumas County, where he has long resided, that since he served his term of imprisonment he has been a good citizen, and highly esteemed by his neighbors—therefore, let him be restored to citizenship. January 15, 1864.

<i>Date of Sentence.</i>	<i>Name of Prisoner.</i>	<i>Crime.</i>	<i>County.</i>	<i>Term of Sentence.</i>
February, 1859 ...	John Keene.....	Crime against nature	San Francisco.	Five years.

DECISION.—Whereas, the said John Keene has served out the full term for which he was sentenced in an exemplary manner, and has been peaceable and obedient to the officers of the prison, faithfully discharging the duties imposed upon him, and whereas, he has been engaged in no outbreaks, and assisted in no escapes—therefore, let him be restored to citizenship. March 17, 1864.

<i>Date of Sentence.</i>	<i>Name of Prisoner.</i>	<i>Crime.</i>	<i>County.</i>	<i>Term of Sentence.</i>
May, 1857	John Hogan.....	Embezzlement.....	Alameda	Two years

DECISION.—Whereas, Governor J. Neely Johnson did, on the eighth day of January, eighteen hundred and fifty-eight, pardon the said Hogan on the condition that he would depart the State; and whereas, it appears that since that time the said Hogan has returned to the State, and has conducted himself as a quiet, orderly, and respectable citizen, should, and has accumulated property, the right to which is being litigated in the Courts of this State—therefore, let him be restored to all the rights and privileges of citizenship to which he was entitled before the aforesaid conviction and imprisonment. May 30, 1864.

RESTORATIONS TO CITIZENSHIP—Continued.

<i>Date of Sentence.</i>	<i>Name of Prisoner.</i>	<i>Crime.</i>	<i>County.</i>	<i>Term of Sentence.</i>
November, 1857..	Thomas Jones	Larceny.....	San Francisco..	One year.

DECISION.—Whereas, it appears by the certificates of a number of respectable citizens of San Francisco that since his discharge he has led an honest life, and they ask that in consideration of his good conduct and advanced age, (he being now over seventy years old,) he may be restored to all the rights of citizenship—therefore, let him be restored to citizenship. July 7, 1864.

<i>Date of Sentence.</i>	<i>Name of Prisoner.</i>	<i>Crime.</i>	<i>County.</i>	<i>Term of Sentence.</i>
February, 1859...	John Moore.	Assault with deadly weapon.	El Dorado..	Two years.

DECISION.—Whereas, a petition has been presented to the Executive, asking that the said John Moore be restored to citizenship, signed by several influential citizens of El Dorado County, and whereas, it is represented that he has led an exemplary life since the term of his imprisonment expired—therefore, let him be restored to citizenship. September 7, 1864.

<i>Date of Sentence.</i>	<i>Name of Prisoner.</i>	<i>Crime.</i>	<i>County.</i>	<i>Term of Sentence.</i>
April, 1859	George Cochran.....	Murder in 2d degree.	Placer	Fifteen years.

DECISION.—Whereas, since the pardon and discharge of the said Cochran he has deported himself as a good citizen, giving evidence that he will in the future be a good member of society—therefore, let him be restored to citizenship. August 18, 1865.

<i>Date of Sentence.</i>	<i>Name of Prisoner.</i>	<i>Crime.</i>	<i>County.</i>	<i>Term of Sentence.</i>
July, 1858	Charles Pratt.....	Burglary.....	San Francisco.	Three years.

DECISION.—Whereas, it appears from the statements of the late District Attorney who prosecuted him, and the prosecuting witness, Lewis Sherier, that his conduct has been good since the expiration of his term of imprisonment; and whereas, both of the persons referred to join in the request that the said Charles Pratt be restored to the rights of citizenship—therefore, let him be restored to citizenship. October 25, 1865.

GENERAL FILE.

Assembly bill No. 1, an Act to provide for purchasing postage stamps and express envelops for members and officers of the Legislature at its sixteenth session—considered in Committee of the Whole, (Mr. Holden in the Chair.) reported with an amendment, amendment concurred in, rules suspended, considered engrossed, read third time, and passed.

At twelve o'clock and twenty-five minutes P. M., on motion of Mr. Holden, the House adjourned till eleven o'clock to-morrow.

 IN ASSEMBLY.

HOUSE OF ASSEMBLY,
Saturday, December 9th, 1865. }

House met pursuant to adjournment.

Speaker in the Chair.

Roll called.

Quorum present.

Prayer by the Chaplain.

Journal of yesterday read and approved.

Mr. Peterson was granted two days leave of absence.

REPORTS.

Mr. Reed, from the Committee on Elections, made the following report:

MR. SPEAKER:—Your Committee on Elections beg leave to submit the following report in the San Diego case, wherein G. A. Johnson contests the seat of D. B. Kurtz:

Your committee has listened to all the evidence and statements submitted by the respective parties, and given the case the careful consideration its importance deserves.

We find, as a matter of fact, that at the last general election there was polled in San Diego County, two hundred and eleven votes. That of this number, G. A. Johnson received one hundred and twelve votes, and D. B. Kurtz received ninety-nine votes, giving to G. A. Johnson a majority of thirteen votes. This includes the Colorado Precinct, about which most of the dispute and difficulty occurs in the case.

From the evidence, we are perfectly clear that there was an election regularly held at the Colorado Precinct, in said county, and that ninety-four votes were polled thereat, and of that number said Johnson received eighty-nine votes, and said Kurtz received five votes. That without this precinct, Kurtz would be elected by seventy-one majority, but including it, Johnson is elected by thirteen majority. These votes, to wit: those cast at Colorado Precinct, were not counted by the Board of Canvassers, for the alleged reason that they were not received in time. The election was held on the sixth of September last; the votes of San Diego County were counted on the nineteenth, and the votes of Colorado Precinct were received by the County Clerk of said county on

the twenty-first of September. Before the votes were counted, said Johnson went before said Board, and stated that the returns from Colorado Precinct had not arrived, but without doubt would be in in a very short time. He asked the Board to postpone the count until these returns should be received. This request the Board of Canvassers refused, and proceeded to count the vote, leaving out Colorado Precinct.

It must be remembered that the precinct referred to is two hundred and forty miles from the county seat of San Diego County, a large portion of the distance being through a barren wilderness, entirely without civilized inhabitants, and dangerous to travel; communication between these two points is so rare and uncertain, that letters and packages are frequently detained for weeks. Under these circumstances, we think the request made by Mr. Johnson to the Board of Canvassers, for a postponement of the count, was but reasonable and proper, and should have been granted. If this had been done, this contest would have been avoided, and the voters of Colorado Precinct would not have been disfranchised. These electors, to the number of ninety-four, have honestly and fairly cast their suffrages for their choice, and we think their wishes should be respected, and that technicalities should be disregarded to accomplish this object.

From a careful and patient examination of all the facts and circumstances connected with this case, we entertain no doubt that G. A. Johnson, contestant, is fairly and rightfully entitled to the seat now occupied by D. B. Kurtz; and having come to this conclusion, we recommend the adoption of the following resolution:

Resolved, That G. A. Johnson is entitled to and that he be admitted to the seat in this House now occupied by D. B. Kurtz.

All of which is respectfully submitted.

REED,
COGHLAN,
DORR,
COLLIER.

Mr. Chamberlain moved to make the report the special order for Wednesday, at twelve o'clock.

Upon which, Messrs. Long, Singleton, and Pattison demanded the previous question.

Lost.

The motion of Mr. Chamberlain prevailed.

Mr. Sawyer, from the Joint Committee on Printing, made the following report:

MR. SPEAKER:—The Joint Committee on Printing have given the subject of printing the Governor's Message and accompanying documents their careful attention, and respectfully report the following as the number of each that, in our judgment, should be ordered printed, to wit:

Of the Governor's Biennial Message, four thousand three hundred and twenty copies in English, and four hundred and eighty copies in Spanish.

Of the Controller's report, one thousand nine hundred and twenty copies in English, and two hundred and forty copies in Spanish.

Of the Surveyor-General's report, one thousand nine hundred and twenty copies in English, and two hundred and forty copies in Spanish.

Of the State Treasurer's report, nine hundred and twenty copies in English and two hundred and forty copies in Spanish.

Of the Superintendent of Public Instruction's report, four thousand three hundred and twenty copies in English.

Of the Adjutant-General's report, one thousand nine hundred and twenty copies in English, and two hundred and forty copies in Spanish.

Of the report of the State Geologist, two thousand four hundred copies.

Of the reports of the Directors and Resident Physician of the Insane Asylum, three thousand copies; and of the Secretary of State, nine hundred and sixty copies.

Of the Swamp Land Commissioners' report, one thousand nine hundred and twenty copies.

Of the reports of the State Prison Directors, four thousand three hundred and twenty copies; and of the State Librarian, State Capitol Commissioners, State Harbor Commissioners, four hundred and eighty copies of each.

Of the report of the Trustees of the California Institution for the Education of the Indigent Deaf, Dumb, and Blind, two hundred and forty copies.

And that the State Printer be directed to furnish the Adjutant-General with one thousand copies of his report, for distribution to the officers of the California volunteers and State militia.

And to the Superintendent of Public Instruction, two thousand copies of his report, for distribution to the teachers and School Trustees throughout the State, and for exchange with other States.

And to the Surveyor-General, five hundred copies of his report, for distribution to the County Surveyors, Assessors, and County Clerks of this State.

And to the Attorney-General, one hundred copies of his report, for distribution to the District Attorneys throughout the State.

And to the Directors of the Insane Asylum, two hundred and forty copies, and to the Resident Physician two hundred and forty copies of their report, for distribution at their discretion.

And deliver the rest, as soon as printed, to the Sergeants-at-Arms of the two Houses, to be distributed pro rata among the members of this Legislature.

All of which is respectfully submitted.

EVANS,

On the part of Senate Committee.

SAWYER,

On the part of Assembly Committee.

Mr. Goodwin introduced a concurrent resolution indorsing the reconstruction policy of President Johnson.

Referred to Committee on Federal Relations.

Mr. Chamberlain offered the following resolution:

Resolved, That so much of the Governor's Message as refers to the State finances be referred to the Committee on Ways and Means;

So much as refers to the State Capitol, to the Committee on Public Buildings and Grounds;

So much as refers to the Insane Asylum, to the Committee on State Hospitals;

So much as refers to the State Prison, to the Committee on State Prison;

So much as refers to the State Reform School, to the Committee on Public Morals;

So much as refers to Public Schools, to the Committee on Education;

So much as refers to State land, to the Committee on Public Lands;

So much as refers to swamp lands, to the Committee on Swamp and Overflowed Lands;

So much as refers to agriculture, to the Committee on Agriculture;

So much as refers to mines and mining, and the Geological Survey, to the Committee on Mines and Mining Interests;

So much as refers to the agricultural college, to the Committees on Education and Agriculture;

So much as refers to the militia, California volunteers, and Indian affairs, to the Committee on Military Affairs;

So much as refers to Brigadier-General George Wright, to the Committee on Public Buildings and Grounds;

And also, so much as refers to the Yosemite Valley and Mariposa Big Tree Grove be referred to the same committee;

That so much as refers to the eastern boundary survey, the boundary between California and Arizona, and also so much as refers to the Pacific Railroad, and so much as refers to a registry law, to the Judiciary Committee;

So much as refers to gambling, to the Committee on Public Morals;

So much as refers to Federal relations, to the Committee on Federal Relations;

So much as refers to the Lincoln Monument and National Hall of Statues, to a special committee.

Laid on the table.

Mr. Eagar, from the Special Committee on Claims of Temporary Officers, made a report, which was recommitted.

Mr. Holden moved to take from the table Assembly concurrent resolution No. 2, relative to negro suffrage,

Upon which, Messrs. Holden, Goodwin, and Downing, demanded the ayes and noes, and the House refused, by the following vote:

AYES—Messrs Bledsoe, Braly, Brown of Tulare, Downing, Goodwin, Hawkins, Hoag, Holden, Long, Lupton, Luttrell, Mace, McClelland, Murch, Parrish, Satterwhite, Sexton, Steele, Ward, and Wilcox—20.

NOES—Messrs. Anthony, Ayer, Batchelder, Bosquit, Brown of Contra Costa, Campbell, Chamberlain, Chappell, Coghlan, Collier, Dorr, Dornin, Dutton, Dwyer, Frink, Goodall, Greene, Hamlin, Hatch, Hill, Hogle, Hollister, Hopper, Hunt of Santa Clara, Huestis, Ireland, Kidder, Lee, Leech, Maholmb, Meredith, Pattison, Perrin, Reed, Sawyer, Sherwood, Singleton, Smith of Butte, Smith of El Dorado, Stewart, Taylor, Tilden, Zuck, and Mr. Speaker—44.

At twelve o'clock and thirty minutes P. M., Mr. Frink moved to adjourn.

Lost

Mr. Lupton moved to place all bills on general file.

Lost.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

SENATE CHAMBER,
December 9th, 1865 }

Mr. SPEAKER:—I am directed to inform the Assembly that the Senate this day adopted Senate concurrent resolution No. 6, concerning the report of the State Controller.

JOHN WHITE,
Secretary.

The House concurred in Senate concurrent resolution No. 6, above reported.

NOTICES OF BILLS.

Notices of the introduction of bills were given as follows:

By Mr. McClelland, for an Act to grant additional powers to the Board of Supervisors of the City and County of San Francisco, and to organize, control, and regulate the fire department of said city and county.

By Mr. Long, for an Act to prevent the immigration or importation of negroes into the State of California.

By Mr. Hogle, for an Act to amend the Act in relation to unincorporated mining companies.

By Mr. Downing, for an Act to amend an Act entitled an Act to amend an Act to regulate proceedings in civil cases in the Courts of justice in this State, approved March sixteenth, eighteen hundred and sixty-three.

By Mr. Luttrell, for an Act entitled an Act to amend an Act for the transfer of the surplus funds of the General Hospital Fund of the County of Siskiyou to the General Fund.

By Mr. Goodwin, for an Act to amend an Act entitled an Act concerning roads and highways in the County of Plumas, approved April twenty-fifth, eighteen hundred and sixty-four;

Also, for an Act to amend an Act entitled an Act to create the County of Lassen, to define its boundaries, and provide for its organization, approved April first, eighteen hundred and sixty-four;

Also, for an Act to amend an Act entitled an Act to provide for the election of Supervisors in certain counties in this State, approved April fourth, eighteen hundred and sixty-four.

INTRODUCTION OF BILLS.

Bills were introduced as follows:

By Mr. Holden, for an Act to amend an Act entitled an Act concerning roads and highways in the County of Mendocino, approved May seventeenth, eighteen hundred and sixty-one, and the Act or Acts amendatory thereof.

Read first and second times, rules suspended, considered engrossed, read third time, and passed.

By Mr. Goodall, for an Act to fix the salary of the County Judge and District Attorney of Mono County.

Read first and second times, and referred to the Mono and Tuolumne delegation

Also, for an Act fixing the time for holding the County Court of the County of Mono.

Read first and second times, and referred to the Mono and Tuolumne delegation

By Mr. Dwyer, for an Act to change the name of Samuel Snapper to that of Samuel Douglass Bond.

Read first and second times, rules suspended, considered engrossed, read third time, and passed.

By Mr. Sherwood, for an Act to exempt active and exempt firemen from jury duty in the City of Marysville.

Read first and second times, and placed on file.

By Mr. Smith of Butte, for an Act to repeal an Act entitled an Act for the better protection of the agricultural interests in certain counties in this State, and the more effectual prevention of the trespassing of animals upon private property.

Read first and second times, and referred to the Butte delegation.

By Mr. Satterwhite, for an Act to amend an Act entitled an Act to create a Board of Water Commissioners in the County of San Bernardino, and to define their duties, approved February eighteenth, eighteen hundred and sixty-four.

Read first and second times, and placed on file.

By Mr. Dutton, for an Act to amend an Act entitled an Act to provide for the reclamation of salt marsh and tide lands, approved April twenty-seventh, eighteen hundred and sixty-three.

Read first and second times, and referred to the Committee on Swamp Lands.

GENERAL FILE.

Assembly bill No. 3, an Act to amend an Act entitled an Act prescribing the manner of electing United States Senators, approved April fourteenth, eighteen hundred and fifty-five—rules suspended, considered engrossed, read third time, and passed.

Mr. Holden gave notice of reconsideration.

At one o'clock P. M., on motion of Mr. Perrin, the House adjourned.

IN ASSEMBLY.

HOUSE OF ASSEMBLY.
Monday, December 11th, 1865. }

House met pursuant to adjournment.

Speaker in the Chair.

Roll called.

Quorum present.

Prayer by the Reverend Mr. Scudder.

Leave of absence was granted to Messrs Ward, Singleton, Brown of Contra Costa Sawyer, Bosquit, Hearst, and Chase.

Journal of Saturday last read and approved.

Messrs. Downing, Kidder, and Kurtz had leave to record their names as present at roll call.

Mr. Pattison moved to reconsider the vote upon the passage of Assembly bill No. 3, an Act to amend an Act entitled an Act prescribing the manner of electing United States Senators, approved April fourteenth, eighteen hundred and fifty-five.

Upon which, Messrs. Long, Pattison, and Chamberlain, demanded the ayes and noes, and the House refused, by the following vote:

AYES—Messrs. Downing, Holden, and Mace—3.

NOES—Messrs. Anthony, Ayer, Batchelder, Braly, Brown of Tulare, Bugbee, Campbell, Chamberlain, Chappell, Clayton, Coghlan, Collier, Corey, Dorr, Dornin, Dutton, Dwyer, Eagar, Frink, Goodall, Goodwin, Greene, Hamlin, Hansbrow, Hatch, Hawkins, Hill, Hogle, Hollister, Hopper, Howard, Hunt of Sacramento, Hunt of Santa Clara, Huestis, Ireland, Kidder, Kurtz, Lee, Leech, Long, Lupton, Luttrell, Maholmb, McClelland, Meredith, Murch, Olds, Parrish, Pattison, Perrin, Reed, Satterwhite, Sexton, Sherwood, Smith of Butte, Smith of El Dorado, Steele, Stewart, Taylor, Tilden, Wiggin, Wilcox, Wilson, Zuck, and Mr. Speaker—63.

Mr. Huestis presented a petition of citizens of Mattole Valley relative to land titles.

Laid on the table.

Mr. Wiggin was granted the privilege of recording his vote in the affirmative on Assembly joint resolution No 1, providing for the ratification of the amendment to the Constitution of the United States.

REPORTS.

Mr. Holden presented a minority report from the Committee on Elections, which was laid over till next Wednesday.

[For report, see Appendix.]

Mr Chamberlain also presented a minority report from the Committee on Elections, which was laid over till next Wednesday.

[For report, see Appendix.]

Mr. Campbell presented the following report from the Committee on Rules:

MR. SPEAKER:—The committee appointed to report Rules for the government of the House, and to confer with a similar committee on the part of the Senate in relation to Joint Rules, have performed the duties assigned them, and recommend the adoption of the accompanying Standing and Joint Rules.

CAMPBELL, Chairman.

STANDING RULES OF THE ASSEMBLY.

1.

MEETING.

The House shall meet each day of sitting, at eleven o'clock, A. M., unless the House shall adjourn to some other hour.

2.

ORDER OF BUSINESS.

1. Roll Call.
2. Prayer by the Chaplain.
3. Reading and Approval of the Journal.
4. Presentation of Petitions.
5. Reports of Standing Committees.

6. Reports of Select Committees.
7. Messages from the Governor.
8. Motions and Resolutions.
9. Messages from the Senate.
10. Notices.
11. Second Reading and Reference of Bills.
12. Introduction and First Reading of Bills.
13. Business on General File, and Third Reading of Bills.
14. Unfinished Business of the Preceding Day.
15. Special Orders of the Day.

3.

It shall be in order for the Committees on Enrolled and Engrossed Bills to report at any time.

4

Messages from the Governor, State Officers, and from the Senate, may be considered at any time by a vote of the House.

5.

PETITIONS.

Petitions, Memorials, and other papers addressed to the House, shall be presented by the Speaker, or by a member, in his place. A brief statement of the contents thereof shall be made verbally by the introducer. They shall not be debated on the day of their being presented, but shall be on the table, or be referred, as this House shall determine.

6.

BILLS.

Every bill shall be introduced by giving at least one day's notice, or by leave of two thirds of the House, except such bill shall be introduced by a committee, in accordance with a rule of the House.

7.

Every bill shall receive three readings previous to its passage. The first and second readings shall be on the same day, unless objection be made to the bill. The third reading shall be on a subsequent day. The Speaker shall give notice at each reading whether it be the first, second, or third reading. The first reading of a bill shall be for information, and if any opposition be made to it, the question shall be, "Shall this bill be rejected?" If the question to reject be negatived, the bill shall then take the usual course.

8.

General appropriation bills shall be in order in preference to any other bills, unless otherwise ordered by a majority of the House.

All proceedings touching appropriations of money shall first be considered in a Committee of the Whole House; and no addition to any appropriation shall be made out of Committee of the Whole.

A bill or resolution may be committed, with special instructions, at any time before the final vote is taken.

DUTIES OF SPEAKER.

He shall take the Chair precisely at the hour appointed for meeting, shall immediately call the House to order, and on the appearance of a quorum, shall cause the Journal of the preceding day to be read.

He shall preserve order and decorum, may speak to points of order in preference to other members, rising from his seat for that purpose, and shall decide questions of order, subject to an appeal to the House by any two members, on which appeal no member shall speak more than once, unless by leave of the House.

He shall have a general direction of the Hall. He shall have a right to name any member to perform the duties of the Chair, but such substitution shall not extend beyond an adjournment.

All Acts, Addresses, and Joint Resolutions, shall be signed by the Speaker; and all writs, warrants, and subpoenas, issued by order of the House, shall be under his hand, attested by the Clerk.

In case of any disturbance or disorderly conduct in the galleries, or lobby, the Speaker, (or Chairman of the Committee of the Whole House,) shall have power to order the same to be cleared.

SERGEANT-AT-ARMS AND DOORKEEPER.

The Sergeant-at-Arms shall attend the House during its sittings, to execute the commands of the House, and all process issued by authority thereof, directed to him by the Speaker. He shall be sworn to keep the secrets of the House.

17.

The Sergeant-at-Arms shall receive for every arrest the sum of one dollar; for each day's custody and releasement, one dollar; and for travelling expenses for himself or a special messenger, going and coming, twenty-five cents per mile. But no compensation shall be allowed for the arrest, custody, or releasement of members, under a call of the House, within the limits of the Capitol grounds. All fees accruing to the Sergeant-at-Arms for arrests, custody, and release of members, shall be paid by the members so arrested, held in custody, and released, unless excused by a vote of the House. And when a member shall be excused by the House, the Sergeant-at-Arms shall not be allowed any fees for the arrest.

18.

The Doorkeeper shall be sworn to keep the secrets of the House.

19.

The Standing Committees of the House shall be as follows:

1. A Committee on Elections, to consist of seven members.
2. A Committee on Corporations, to consist of seven members.
3. A Committee on Public Printing, to consist of seven members.
4. A Committee on Claims, to consist of five members.
5. A Committee on Ways and Means, to consist of nine members.
6. A Committee on Judiciary, to consist of eleven members.
7. A Committee on Military Affairs, to consist of five members.
8. A Committee on Counties and County Boundaries, to consist of seven members.
9. A Committee on Commerce and Navigation, to consist of five members.
10. A Committee on Education, to consist of five members.
11. A Committee on Agriculture, to consist of five members.
12. A Committee on Internal Improvements, to consist of five members.
13. A Committee on Public Buildings and Grounds, to consist of five members.
14. A Committee on Public Expenditures and Accounts, to consist of five members.
15. A Committee on Mines and Mining Interests, to consist of seven members.
16. A Committee on Public Lands, to consist of seven members.
17. A Committee on Federal Relations, to consist of seven members.
18. A Committee on Engrossment, to consist of five members.
19. A Committee on Enrolment, to consist of five members.
20. A Committee on State Prison, to consist of seven members.
21. A Committee on Mileage, to consist of five members.
22. A Committee on Public Morals, to consist of five members.
23. A Committee on State Hospitals, to consist of five members.
24. A Committee on Indian Affairs, to consist of five members.
25. A Committee on Swamp and Overflowed Lands, to consist of eleven members.
26. A Committee on Roads and Highways, to consist of five members.

- 27. A Committee on the Culture and Improvement of the Grape Vine, to consist of seven members.
- 28. A Committee on State Library, to consist of three members.

20.

All committees shall be appointed by the Speaker, unless otherwise specially directed by the House.

21.

It shall be the duty of the Committee on Elections to examine and report upon the certificate of election, or other credentials, of the members returned to serve in this House, and to take into their consideration all such petitions, and other matters touching elections and returns, as shall or may be presented, or come into question, and be referred to them by the House.

22.

It shall be the duty of the Committee on Ways and Means to take into consideration all such reports of the Treasury Department, and all such propositions relative to the revenue, as may be referred to them by the House; to inquire into the state of the public debt, or the revenue, and of the expenditure, and report from time to time their opinion thereon.

23.

It shall be the duty of the Committee on Claims to take into consideration all such petitions, and matters or things touching claims and demands on the State, as shall be presented, or shall or may come into question, and be referred to them by the House, and to report their opinion thereupon.

24.

It shall be the duty of the Committee on Commerce to take into consideration all such petitions, and matters or things touching the Commerce of the State, as shall be presented, or shall or may come into question, and be referred to them by the House, and to report from time to time their opinion thereon.

25.

It shall be the duty of the Committee on Public Lands to take into consideration all such petitions, and matters or things respecting the lands of the State, as shall or may come into question, and be referred to them by the House, and to report from time to time their opinion thereon.

26.

It shall be the duty of the Committee on Public Expenditures and Accounts to examine the books and accounts of the several public departments; and to examine particularly into laws making appropriations of money, and to report whether the moneys have been disbursed conformably with such laws; and also to report from time to time such

provisions and arrangements as may be necessary to add to the economy of the departments, and the accountability of their offices; and to report from time to time the character and amount of the various appropriations made by the Legislature.

27.

It shall be the duty of the Committee on Military Affairs to take into consideration all subjects relating to the military establishment and public defence, which may be referred to them by the House, and to report their opinion thereupon; and also to report, from time to time, such measures as may contribute to economy and accountability in said establishments.

28.

It shall be the duty of the Committee on Internal Improvements to take into consideration all such petitions, and matters and things relating to roads and canals, and the improvement of the navigation of rivers, as shall be presented or may come into question, and be referred to them by the House, and to report thereupon.

29.

It shall be the duty of the Committee on Public Buildings and Grounds to consider all subjects relating to the public edifices and grounds within the seat of government, which may be referred to them, and report their opinion thereon.

30.

It shall be the duty of the Committee on Mileage to ascertain and report the distance for which each member shall receive pay.

31.

It shall be the duty of the Committee on the Culture and Improvement of the Grape Vine to consider and report upon all matters relating to the culture of the grape and the production of wine in this State.

32.

It shall be the duty of the Engrossing Committee to compare all bills ordered or considered engrossed by this House, with the engrossed copies thereof; and before they pass out of the possession of the House, see that the engrossed bill is a true copy of the original, with the exception of correction in grammar, orthography, and punctuation.

33.

No committee shall be permitted to employ a Clerk at the expense of the State, without first obtaining leave of the House for that purpose.

34.

When a motion is made to refer any subject, and different committees shall be proposed, the question shall be taken in the following order:

The Committee of the Whole House;
 A Standing Committee;
 A Select Committee.

35.

In forming a Committee of the Whole House, a Chairman, to be named by the Speaker, shall preside. Bills committed to a Committee of the Whole House, shall, in Committee of the Whole, be read by sections. All amendments shall be noted and reported to the House by the Chairman. After report, the bill shall again be subject to amendment before the question is taken.

36.

The Rules of the House shall be observed in Committee of the Whole, so far as may be applicable, except limiting the times of speaking, and except that the ayes and noes shall not be taken.

37.

A motion that the committee rise shall always be in order, and shall be decided without debate.

38.

DECORUM AND DEBATE.

If any member, in speaking or otherwise, transgress the Rules of the House, the Speaker shall or any member may call to order—in which case the member so called to order shall immediately sit down, unless permitted to explain; and if called to order by a member, such member shall immediately state the point of order. If the point of order be sustained by the Chair, the member shall not be allowed to proceed, but if it be not sustained, then he shall be permitted to go on. Every such decision from the Chair shall be subject to an appeal to the House; but no discussion of a question of order shall be allowed unless an appeal be taken from the decision of the Chair.

39.

When two or more members shall rise at once, the Speaker shall name the member who is first to speak.

40.

Every member when he speaks shall, standing in his place, address "Mr Speaker;" and when he has finished he shall sit down. No member shall speak more than twice during the consideration of any one question on the same day and at the same stage of proceedings, without leave; and members who have once spoken shall not again be entitled to the floor, (except for explanation,) to the exclusion of others who have not spoken.

41.

If any member be called to order for offensive words spoken in debate,

the person calling him to order shall report the words excepted to, and they shall be taken down in writing at the Clerk's table; and no member shall be held to answer, or be subject to censure of the House, for language used in debate, if any member has spoken, or other business has intervened after the words spoken, and before exception to them shall have been taken.

42.

Any member may rise to explain a matter personal to himself, with leave of the Chair, but shall not discuss a question in such explanation.

43.

If a question pending be lost by adjournment of the House and revived on the succeeding day, no member who shall have spoken on the preceding day shall be permitted again to speak without leave of two thirds of the House.

44.

MOTIONS, ETC.

No motion shall be debated until the same be seconded, and distinctly announced by the Speaker; and it shall be reduced to writing, if desired by the Speaker or any member, and be read by the Clerk, before the same shall be debated. A motion may be withdrawn at any time before amendment or decision.

45.

A motion to adjourn, or fix the time to which the House will adjourn, shall always be in order. The Clerk shall enter on the Journal the name of any member moving an adjournment, and also the hour at which the motion was made.

46.

When a question is under debate or before the House, no motion shall be received but: To adjourn; to lay on the table; for the previous question; to postpone to a day certain; to commit, or amend; to postpone indefinitely—which several motions shall have precedence in the order in which they are named, but the first three shall be decided without debate. And no motion to postpone to a day certain, to commit, or to postpone indefinitely, being decided, shall again be allowed on the same day and at the same stage of the proceedings. A motion to strike out the enacting clause of a bill or resolution, shall have precedence of a motion to amend, and, if carried, shall be considered equivalent to its rejection.

47.

The previous question shall be in this form: "Shall the main question be now put?" and its effect, when sustained by a majority of the members present, shall be to put an end to all debate, and bring the House to a vote on the question or questions before it.

48.

All incidental questions of order arising after a motion is made for the previous question, and pending such motion or previous question, shall be decided, (whether on appeal or otherwise,) without debate.

49.

The previous question shall only be put when demanded by three members.

50.

When a question is postponed indefinitely, the same shall not again be introduced during the session.

51.

Any member may call for a division of the question, which shall be divided, if it comprehend propositions in substance so distinct that, one being taken away, a substantive proposition shall remain for the decision of the House. A motion to strike out being lost, shall preclude neither amendment nor a motion to strike out and insert.

52.

No motion or proposition on a subject different from that under consideration shall be admitted as an amendment. No bill or resolution shall at any time be amended by annexing thereto, or incorporating therein, any other bill or resolution pending before the House.

53.

A proposition to print an extra number of any document or other matter shall lie on the table one day for consideration, unless otherwise ordered by unanimous consent of the House.

54.

No bill or other matter shall be printed without first being specially ordered by the House, and the Sergeant-at-Arms shall be required to certify to the reception, by the House, of all such printed matter, and the quantity, before payment shall be made or bills audited.

55.

Maps accompanying documents shall not be printed under the general order to print, without the special direction of the House.

56.

In filling up blanks, the least sum and shortest time shall be first put.

57.

All questions relating to the priority of business shall be decided without debate.

58.

When the reading of a paper is called for, except petitions, and the same is objected to by any member, it shall be determined by a vote of the House, without debate.

59.

On the day succeeding that on which a final vote on any bill or resolution has been taken, said vote may be reconsidered on the motion of any member; *provided*, notice of intention to move such reconsideration shall have been given on the day on which such final vote was taken, by a member voting with the majority; and it shall not be in order for any member to move a reconsideration on the day on which such final vote was taken; said motion of reconsideration shall have precedence over every other motion, except a motion to adjourn. No notice of reconsideration shall be in order on the day preceding the last day of the session. But there shall be no reconsideration of a vote on a motion to indefinitely postpone.

60.

In all cases of election by the House, the vote shall be taken *viva voce*.

61.

The ayes and noes shall be taken when called for by three members present, and every member within the bar of the House, when his name is called, shall (unless for special reasons he be excused) declare openly, and without debate, his vote. In taking the ayes and noes, and upon call of the House, the names of the members shall be taken alphabetically, and the Clerk shall enter on the Journal the names of those demanding the ayes and noes.

62.

No member or other person shall remain by the Clerk's table while the ayes and noes are being called, or while the votes are being counted.

63.

No member shall vote on any question in the result of which he is personally interested or involved.

64.

Upon a division and count of the House on any question, no person without the bar shall be counted.

No member shall be allowed to explain his vote, or discuss the question, while the ayes and noes are being called; and no member shall be allowed to change his vote after the vote is announced from the Chair.

CALL OF THE HOUSE.

Upon a call of the House, the names of the members shall be called over by the Clerk, and the absentees noted; after which, the names of the absentees shall again be called over. The doors shall then be shut, and those for whom no excuse, or insufficient excuses, are made, may, by order of those present, be taken into custody as they appear, or may be sent for and taken into custody, by the Sergeant-at-Arms, wherever to be found, or by special messenger, to be appointed for that purpose.

MISCELLANEOUS.

No Standing Rule or Order of the House shall be rescinded or changed without a vote of two thirds, and one day's notice being given of the motion therefor; but a rule or order may be suspended temporarily, by a vote of two thirds of the members present, except that portion of Rule 7 relating to third reading of bills.

No member shall absent himself from the service of the House without the leave of the House, except in case of sickness; and if any member or officer of the House absent himself without leave his per diem shall not be allowed him; but no member shall obtain leave of absence, or be excused, without a vote of two thirds of the House.

No persons, except Senators, State Officers, and ladies, shall be admitted within the bar of the House, except by special invitation on the part of some member; but a majority may authorize the Speaker to have the House cleared of all such persons.

No smoking shall be allowed within the Assembly Chamber during the session of the House.

The rules of parliamentary practice contained in Cushing's Law and Practice of Legislative Assemblies shall govern the House in all cases to which they are applicable, and in which they are not inconsistent with the Standing Rules and Orders of the House, and the Joint Rules of the Senate and House of Assembly.

72.

The Assembly room shall not be used for any public or private business, other than legislative, except by permission of the House.

73.

Witnesses summoned to appear before the House, or any of its committees, shall be paid as follows: For each day a witness shall attend, the sum of two dollars. For each mile he shall travel, in coming to or going from the place of examination, the sum of twenty-five cents; but nothing shall be paid for travelling home when the witness has been summoned at the place of trial. No mileage shall be paid except where the witness has actually travelled for the purpose of giving testimony.

74.

It shall be in order for any member or members to protest against action of the House, and have such protest entered upon the minutes.

75.

All bills reported to the House, by either standing or special committees, after receiving their second readings, shall be placed upon a general file to be kept by the Clerk, and no bill shall be considered by the House until the regular order of business shall have been gone through, and then bills shall be taken from the general file and acted upon in the order in which they were reported, unless otherwise specially ordered by the House. But engrossed bills shall be placed at the head of the file, in the order in which they are received. The Clerk shall post, in a conspicuous place in the chamber, a daily statement of the bills on the general file, setting forth the order in which they are filed, and specifying the alterations arising from the disposal of business each day.

76.

A substitute shall be deemed and held to be an amendment, and be treated in all respects as such.

77.

When a member shall ask leave to have a bill taken up out of its regular order, he shall, in making the motion, give the number and title of the bill.

78.

No increase of the pay of any officer or attaché of the Assembly shall be made by resolution, except by unanimous consent.

JOINT RULES.

1.

In every case of an amendment of a bill agreed to in one House and dissented from in the other, if either House shall request a conference,

and appoint a committee to confer, the other House shall appoint a like committee; and such committees shall meet at a convenient hour, to be agreed upon by their respective Chairmen, and shall confer upon the differences between the two Houses, and shall report as early as convenient the result of their conference to their respective Houses for their action.

2.

When a message shall be sent from either House, it shall be announced at the door by the Doorkeeper, and shall be respectfully communicated to the Chair by the person by whom it may be sent.

3.

Messages shall be sent by the Secretary, Clerk, or by such person as a sense of propriety of each House may determine to be proper.

4.

Notice of the action of either House to the other shall be on paper, and under the signature of the Secretary or Clerk of the House from which such notice is to be conveyed.

5.

After a bill shall have passed both Houses, it shall be duly enrolled by the Enrolling Clerk of the Assembly or of the Senate, as the bill may have originated in the one or the other House, before it shall be presented to the Governor of the State.

6.

When bills are enrolled, they shall be examined by the Enrolling Committee of the House in which they originate, who shall carefully compare the enrolment with the engrossed bill, as passed in the two Houses, and correcting any errors that may be discovered in the enrolled bill, make their report forthwith to the House in which the bill originated, stating by whom such bill was examined.

7.

After examination and report, each bill shall be signed in the respective Houses, first by the Speaker of the Assembly, then by the President of the Senate.

8.

After a bill shall have thus been signed in each House, it shall be presented by the Enrolling Committee of the House in which it originated to the Governor of the State for his approval, (it being first indorsed on the back of the roll by the Secretary or Clerk, as the case may be, certifying in which House the bill originated.) The said committee shall report the day of presentation to the Governor, which time shall be carefully entered on the Journals of the House in which the bill originated.

9.

All orders, resolutions, and votes, which are to be presented to the Governor of the State for his approbation, shall also, in the same manner, be previously enrolled, examined, and signed, and shall be presented in the same manner, and by the same committee, as provided in the case of bills.

10.

When the Senate and Assembly shall judge it proper to make a joint address to the Governor, it shall be presented to him in his audience chamber, by the President of the Senate, in the presence of the Speaker and both Houses.

11.

When a bill or resolution which shall have passed in one House is rejected by the other, notice thereof shall be given to the House in which the same shall have passed.

12.

When a bill or resolution which has been passed in one House shall be rejected in the other, it shall not be brought in during the same session without a notice of five days, and leave of two thirds of that House in which it shall be renewed.

13.

Each House shall transmit to the other papers on which any bill or resolution shall be founded.

14.

After each House shall have once adhered to their disagreement, a bill or resolution shall be lost.

15.

No bill or resolution that shall have passed the Assembly and Senate shall be presented to the Governor for his approval on the last day of the session.

16.

No appropriations of money, for any purpose whatever, shall be made except by bill.

17.

Each House may order the printing of bills introduced and reports of its own committees, but no other printing shall be ordered except by a concurrent resolution passed by both Houses.

18.

There shall be a joint Standing Committee of three from each House, who shall examine all matter proposed to be printed by concurrent order, and shall report what part of such matter it is needful to print.

19.

No spirituous liquors shall be offered for sale or introduced within any portion of the building which is used for State purposes, or is under the control of this Legislature.

20.

No increase of the pay of any officer or attaché of the Senate or Assembly shall be made by resolution, except by unanimous consent.

21.

All concurrent or joint resolutions, which relate to or contain communications to the Federal Government, shall be treated in all respects as bills.

Mr. Goodall, of the Mono and Tuolumne delegation, made the following report:

MR. SPEAKER:—The Mono and Tuolumne delegation, to whom were referred Assembly bill No 7, an Act to fix the time of holding the County Court in the County of Mono, have had the same under consideration, and beg leave to report it back to the House, with the recommendation that it pass;

Also, Assembly bill No. 6, an Act to fix the salary of the County Judge and District Attorney of Mono County, and recommend the following amendment to the title of the Act: "and to provide for the payment of the same," and further recommend the passage of the bill as amended.
GOODALL, for Delegation.

MESSAGE FROM THE GOVERNOR.

The following message was received from the Governor, transmitting a letter from the Honorable George Oulton, calling attention to certain charges against the State Controller, and the revenue officers of Trinity County:

STATE OF CALIFORNIA, EXECUTIVE DEPARTMENT, }
Sacramento, December 9th, 1865. }

To the Assembly of the State of California:

I have the honor to transmit herewith a letter from Honorable George Oulton, calling attention to certain charges against the State Controller, and the revenue officers of Trinity County, which have appeared in some newspaper in San Francisco.

The Controller desires that the subject may be examined into by a proper committee of the Senate and Assembly; and, although I entertain the utmost confidence in his official integrity, as well as in the correctness which has characterized the business management of his office, yet it is competent and proper for the Legislature to cause an investigation to be made as requested in his letter, and I recommend that it be done.

FRED'K F. LOW,
Governor.

OFFICE OF CONTROLLER OF STATE,
Sacramento, Cal., December 8th, 1865. }

To His Excellency, Fred'k F. Low, Governor of California :

SIR :—One of the San Francisco daily newspapers, in its issue of the twentieth of November last, published an article purporting to be a communication from a Trinity County correspondent, containing substantially the following statement, viz: Tax Collectors can procure for fifty cents apiece foreign miners' licenses, regularly signed by the Controller, upon which they can realize a clear profit of three dollars and fifty cents. The communication referred to appeared over a fictitious signature, and although an application to the editors of the paper in which it was published failed to elicit the real name of the writer, one Charles E. Williams, of Weaverville, has declared himself to be its author. I learn, too, that Mr. Williams avows his ability and willingness to substantiate by proof the charges contained in the above named communication; and that an opportunity may be afforded him, permit me to request you to call the attention of the Legislature to the subject, and to suggest that a joint committee of the two Houses be appointed, with power to send for persons and papers, whose duty it shall be to make a thorough investigation of all matters pertaining to the issue of foreign miners' licenses.

Hoping that the course herein suggested may meet with your approval and co-operation, and that the Honorable Senate and Assembly will at the earliest day practicable make a complete investigation of the charges preferred by Mr. Williams, I reserve a statement of my own action in the premises to be laid before the committee when appointed.

I have the honor to be, very respectfully,

Your obedient servant,

(Signed :)

GEO. OULTON,
State Controller.

Mr. Wilcox moved to take up the report of the Committee on Rules. Carried.

The report was adopted, and on motion of Mr. Wilcox, amended by Mr. Perrin, so as to include the list of Standing Committees.

The usual number of copies were ordered printed.

Mr. Satterwhite introduced a concurrent resolution to resist any attempt to repeal the Specific Contract Act.

Mr. Hopper moved to lay the resolution on the table,

Upon which, the ayes and noes were demanded, by Messrs. Satterwhite, Hoag, and Lupton, and the motion prevailed, by the following vote:

AYES—Messrs. Ayer, Braly, Chamberlain, Chappell, Coghlan, Collier, Dorr, Dwyer, Eagar, Frink, Goodall, Greene, Hamlin, Hansbrow, Hatch, Hill, Hogle, Hollister, Hopper, Hunt of Sacramento, Hunt of Santa Clara, Huestis, Ireland, Kidder, Lee, Long, Maholmb, Olds, Pattison, Reed, Sexton, Sherwood, Smith of Butte, Smith of El Dorado, Wilcox, Wilson, Zuck, and Mr. Speaker—38.

NOES—Messrs. Anthony, Batchelder, Bledsoe, Brown of Tulare, Bugbee, Campbell, Clayton, Corey, Dornin, Downing, Dutton, Goodwin, Hawkins, Hoag, Holden, Howard, Leech, Lupton, Luttrell, Mace, McClelland, Meredith, Murch, Parrish, Satterwhite, Steele, Stewart, Taylor, Tilden, and Wiggin—30.

RESOLUTIONS.

Mr. Wilcox offered the following resolution :

Resolved, That Merlin Keyes be and is hereby appointed an additional Page of the Assembly, at the per diem allowed by law.

Mr. Downing moved to amend by inserting the name of Roderick Matheson.

The amendment was withdrawn.

The resolution was adopted.

Mr. Holden introduced a concurrent resolution for the appointment of a Joint Committee of Investigation in reference to Honorable George Oulton, Controller, and revenue officers of Trinity County.

Adopted.

Mr. Howard introduced a concurrent resolution granting leave of absence to John W. Ackerson, County Treasurer of San Mateo County.

Referred to the Judiciary Committee, with instructions to report a bill.

Mr. Goodwin offered the following resolution :

Resolved, That the Judiciary Committee and the Committee on Ways and Means be allowed to appoint a Clerk, with the compensation allowed by law.

Laid on the table till the announcement of the committees:

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

SENATE CHAMBER,
December 11th, 1865. }

Mr. SPEAKER:—The Senate on Saturday adopted Senate concurrent resolution No. 5, to appoint a joint committee to investigate affairs at the Insane Asylum;

Also, Senate concurrent resolution No. 7, requiring the Secretary of the Senate and Clerk of the Assembly to have the numbers and titles of bills on general file printed.

CHAS. W. GORDON,
Assistant Secretary.

CONSIDERATION OF SENATE MESSAGE.

Senate concurrent resolution No. 5, above reported, was concurred in.
Senate concurrent resolution No. 7, above reported, was laid on the table

The Speaker announced the following

JOINT COMMITTEE ON INSANE ASYLUM.

Messrs. Chappell, Wiggin, and Long.

NOTICES OF BILLS.

Notices of the introduction of bills were given as follows :

By Mr. Murch, for an Act to authorize the County of Klamath to retain the State's portion of all money collected in said county from the sale of foreign miners' licenses, to be applied to the construction and improvement of roads and bridges in said county;

Also, for a joint resolution proposing amendments to the Constitution of the State of California.

By Mr. Hunt of Santa Clara, for an Act relative to the public schools of this State.

By Mr. Dutton, for an Act for the more effectual suppression of gambling in this State.

INTRODUCTION OF BILLS.

Bills were introduced as follows:

By Mr. Holden, for an Act to change the time of holding the District Court of the Seventh Judicial District in and for the Counties of Marin, Lake, and Mendocino.

Read first and second times, and referred to the delegation from the Seventh Judicial District.

By Mr. Downing, for an Act to change the name of Taylor Logan.

Read first and second times, and referred to the Sonoma delegation.

By Mr. Dorr, for an Act to change the name of Thomas Nelson to Lars Peterson.

Read first and second times, and referred to the Trinity delegation.

By Mr. Howard, for an Act to change the names of Minnie Rice and George F. Rice to Minnie Fox and George Bent Fox.

Read first and second times, and referred to the San Mateo delegation.

By Mr. Clayton, for an Act supplementary to an Act entitled an Act to declare and regulate the power of the Board of Supervisors of the City and County of San Francisco to take private lands for certain public improvements, and to prescribe the manner of its execution, approved April fourth, eighteen hundred and sixty-four.

Read first and second times, and referred to the San Francisco delegation.

GENERAL FILE.

Assembly bill No. 8, an Act to exempt active and exempt firemen from jury duty in the City of Marysville—ordered engrossed.

Assembly bill No. 10, an Act to amend an Act entitled an Act to create a Board of Water Commissioners in the County of San Bernardino, and to define their duties, approved February eighteenth, A. D. eighteen hundred and sixty-four—ordered engrossed.

Mr. Eagar, from the Committee on Claims of Temporary Officers, reported the following resolution:

Resolved, That the Controller of State be and is hereby authorized and directed to draw his warrants on the Contingent Fund of the Assembly in favor of the following persons, to wit:

O. C. Wheeler, Chief Clerk, one hundred and thirty-four dollars;

R. Mathewson, Page, twelve dollars;

M. Keyes, Page, twelve dollars;

Owen Curran, Fireman, sixteen dollars;

G. H. Sprague, Postmaster, sixteen dollars;

W. G. Wood, Minute Clerk, fifty-six dollars.

Adopted.

By leave, Mr. Lupton gave notice that he would introduce an Act to amend an Act entitled an Act to prohibit barbarous and noisy amusements on the Christian Sabbath, approved March sixteenth, eighteen hundred and fifty-five.

At twelve o'clock and thirty minutes P. M., on motion of Mr. Satterwhite, the House adjourned.

IN ASSEMBLY.

HOUSE OF ASSEMBLY,
Tuesday, December 12th, 1865. }

House met pursuant to adjournment.

Speaker in the chair.

Roll called.

Quorum present.

Prayer by the Chaplain.

Journal of yesterday read and approved.

The Speaker announced the following Standing Committees :

ON CORPORATIONS.

Messrs. Wilcox, Sawyer, Eagar, Chappell, Dornin, Dwyer, and Hoag.

ON PUBLIC PRINTING.

Messrs. Sawyer, Wiggin, Hatch, Frink, Bosquit, Braly, and Brown of Tulare.

ON CLAIMS.

Messrs. Hunt of Sacramento, Batchelder, Campbell, Wilcox, and Sexton.

ON WAYS AND MEANS.

Messrs. Eagar, Dutton, Chappell, Perrin, Pattison, Howard, Hill, Meredith, and Goodall.

ON JUDICIARY.

Messrs. Brown of Contra Costa, Lee, Bowman, Greene, Smith of El Dorado, Hopper, Ayer, Long, Lupton, Goodwin, and Luttrell.

ON MILITARY AFFAIRS.

Messrs. Leach, Wiggin, Lee, Hunt of Sacramento, and Kurtz.

ON COUNTY BOUNDARIES.

Messrs. Hopper, Olds, Zuck, Wilcox, Hill, Wilson, and Luttrell.

ON COMMERCE AND NAVIGATION.

Messrs. Clayton, Dutton, Eagar, Sherwood, and McClelland.

ON EDUCATION.

Messrs. Hunt of Santa Clara, Ayer, Tilden, Bugbee, and Peterson.

ON AGRICULTURE.

Messrs. Reed, Hamlin, Corey, Ireland, and Bledsoe.

ON INTERNAL IMPROVEMENTS.

Messrs. Kidder, Perrin, Hawkins, Maholmb, and Chase.

ON PUBLIC BUILDINGS.

Messrs. Bugbee, Hollister, Taylor, Goodall, and Murch.

ON PUBLIC EXPENDITURES AND ACCOUNTS.

Messrs. Sherwood, Hansbrow, Clayton, Wilson, and Brown of Tulare.

ON MINES AND MINING INTERESTS.

Messrs. Smith of El Dorado, Pattison, Sherwood, Steele, Collier, Satterwhite, and Hearst.

ON PUBLIC LANDS.

Messrs. Howard, Holden, Smith of Butte, Bosquit, Dornin, Hawkins, and Downing.

ON FEDERAL RELATIONS.

Messrs. Chamberlain, Leech, Perrin, Dwyer, Smith of Butte, Meredith, and Lupton.

ON STATE PRISON.

Messrs. Hogle, Olds, Campbell, Sexton, Batchelder, Coghlan, and Chase.

ON PUBLIC MORALS.

Messrs. Huestis, Murch, Hamlin, Anthony, and Ward.

ON STATE HOSPITALS.

Messrs. Tilden, Chamberlain, Dorr, Taylor, and Downing.

ON INDIAN AFFAIRS.

Messrs. Lee, Huestis, Steele, Singleton, and Goodwin.

ON SWAMP AND OVERFLOWED LANDS.

Messrs. Chappell, Lemon, Hollister, Kidder, Sawyer, Wilson, Coghlan, Greene, Stewart, Olds, and Holden.

ON ROADS AND HIGHWAYS.

Messrs. Hatch, Anthony, Lemon, Maholmb, and Parrish.

ON CULTURE AND IMPROVEMENT OF THE GRAPE VINE.

Messrs. Bosquit, Goodall, Ireland, Bledsoe, Mace, Kurtz, and Zuck.

ON STATE LIBRARY.

Messrs. Hill, Bowman, and Hoag.

REPORTS.

Mr. Wilson, Chairman of the Committee on Engrossment, made the following report :

Mr. SPEAKER :—Your Committee on Engrossment have examined, and found correctly engrossed, Assembly bill No. 8, an Act to exempt active and exempt firemen from jury duty in the City of Marysville ;

Also, Assembly bill No. 10, an Act to amend an Act entitled an Act to create a Board of Water Commissioners in the County of San Bernardino, and to define their duties, approved February eighteenth, A. D. eighteen hundred and sixty-four.

WILSON, Chairman.

Mr. Dorr, of the Trinity delegation, presented the following report :

Mr. SPEAKER :—The delegation from Trinity, to whom was referred the bill for an Act entitled an Act to change the name of Thomas Nelson, having had the same under consideration, beg leave to report the same back to the House, and recommend that the bill be considered engrossed, read the third time, and put upon its passage.

DORR, for Delegation.

Mr. Downing, of the Sonoma delegation, made the following report :

Mr. SPEAKER :—The Sonoma delegation, to whom was referred Assembly bill No. 13, have considered the same, and respectfully recommend its passage.

DOWNING,
BLEDSE,
HOAG,
Delegation.

Mr. Howard, of the San Mateo delegation, made the following report :

Mr. SPEAKER :—The San Mateo delegation, to whom was referred Assembly bill No. 15, an Act to change the names of Minnie Rice and

George F. Rice, to Minnie Fox and George Bent Fox, beg leave to report in favor of the same, and recommend its passage.

HOWARD, for Delegation.

RESOLUTIONS.

Mr. Huestis offered the following resolution :

Resolved, That Hiram Clock be and he hereby is appointed Porter for Committee and Clerk's rooms, at a per diem of four dollars.

Mr. Eagar moved to amend by striking out the words "Hiram Clock," and inserting "James Barrett."

Lost.

The resolution was adopted.

Mr. Holden offered the following resolution :

Resolved, By the Assembly, that the Clerk of the Assembly be and he is hereby authorized to have the number and title of bills and resolutions on the general file printed in the order they will come before the Assembly; and the Sergeant-at-Arms is hereby required to have one copy thereof placed upon the desk of each member at or before the meeting of the Assembly, and also furnish the Sergeant-at-Arms of the Senate with one for each Senator.

Adopted.

Mr. Murch introduced a concurrent resolution proposing amendments to the Constitution of the State of California.

Referred to the Judiciary Committee.

Mr. Tilden introduced a concurrent resolution providing that the Resident Physician of the Insane Asylum be furnished with additional copies of the Directors' report.

Adopted.

Mr. Holden moved to take from the table Assembly concurrent resolution No. 2, relative to negro suffrage.

Upon which, Messrs. Holden, Peterson, and Parrish, demanded the ayes and noes, which were taken, with the following result :

AYES—Messrs. Ayer, Batchelder, Bledsoe, Bosquit, Braly, Brown of Contra Costa, Brown of Tulare, Chase, Collier, Dorr, Downing, Eagar, Frink, Goodwin, Hansbrow, Hawkins, Hill, Hoag, Holden, Hearst, Kurtz, Long, Lupton, Luttrell, Mace, McClelland, Murch, Parrish, Peterson, Reed, Satterwhite, Sexton, Sherwood, Smith of El Dorado, Steele, Stewart, Taylor, Tilden, Ward, Wilcox, and Mr. Speaker—41.

NOES—Messrs. Anthony, Bowman, Bugbee, Campbell, Chamberlain, Chappell, Clayton, Coghlan, Corey, Dornin, Dutton, Dwyer, Goodall, Greene, Hamlin, Hatch, Hogle, Hollister, Hopper, Howard, Hunt of Santa Clara, Huestis, Ireland, Kidder, Lee, Leech, Lemon, Maholmb, Meredith, Olds, Pattison, Perriu, Sawyer, Singleton, Smith of Butte, Wiggin, Wilson, and Zuck—38.

The Speaker decided the motion lost, as not receiving a two third vote.

Mr. Wilcox appealed.

The appeal was sustained.

The resolution was taken from the table and referred to the Committee on Federal Relations.

Mr. Lupton presented a concurrent resolution approving certain pardons granted by the President of the United States.

Referred to the Committee on Federal Relations.

Mr. Luttrell moved to take from the table Assembly concurrent resolution No. 3, relative to the disposition of the mineral lands.

Carried.

The resolution was referred to the Committee on Mines and Mining Interests.

Mr. Goodwin moved to take up the resolution in reference to the appointment of Clerks for the Judiciary Committee, and the Committee on Ways and Means.

Carried.

The resolution was adopted.

Mr. Smith of El Dorado offered the following resolution :

Resolved, That all bills and resolutions upon the table awaiting the appointment of Standing Committees be now referred respectively to the appropriate committees.

Lost.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
December 12th, 1865, }

MR. SPEAKER :—The Senate on yesterday passed Assembly bill No. 1, an Act to provide for purchasing postage stamps and express envelopes for members and officers of the Legislature at its sixteenth session, with an amendment.

CHAS. W. GORDON,
Assistant Secretary.

The House refused to concur in the Senate amendment to Assembly bill No. 1, above reported.

NOTICES OF BILLS.

Notices of the introduction of bills were given as follows :

By Mr. Peterson, for an Act more clearly defining the manner of paying the salary of the County Judge of Los Angeles County.

By Mr. Perrin, for an Act to define and establish the boundaries of Mono County.

By Mr. Wiggin, for an Act to amend an Act entitled an Act amendatory of an Act entitled an Act to repeal the several charters of the City of San Francisco, to establish the boundaries of the City and County of San Francisco, and to consolidate the government thereof, approved April nineteenth, A. D. eighteen hundred and fifty-six, approved March twenty-eighth, eighteen hundred and fifty-nine.

By Mr. Hopper, for an Act to repeal an Act to amend an Act entitled an Act to regulate proceedings in civil cases in the Courts of justice of this State, passed April twenty-ninth, eighteen hundred and fifty-one, approved April twenty-seventh, eighteen hundred and sixty-three, and commonly known as the "Specific Contract Act."

Also, for an Act to amend an Act entitled an Act to exempt the homestead and other property from forced sale in certain cases, passed April twenty-first, eighteen hundred and fifty one.

By Mr. Long, for an amendment to section eight, Article I of the Constitution of the State of California, so as to abolish the Grand Jury system.

By Mr. Brown of Contra Costa, for an Act to fix the terms of the County Court and Probate Court of Contra Costa County.

By Mr. Murch, for an Act to provide for the maintenance of the indigent sick of Klamath County.

By Mr. Cogblan, for an Act for the relief of the bondsmen of J. B. Cook, Treasurer of the County of Lake.

By Mr. Ward, for an Act for the relief of the widows and orphans of soldiers who fell in defence of their country in the late rebellion.

INTRODUCTION OF BILLS.

Bills were introduced as follows :

By Mr. Luttrell, for an Act to authorize the Board of Supervisors of the County of Siskiyou to transfer the surplus moneys now on hand, and that may hereafter annually accrue in the County Hospital General Fund of said county, to the General Fund and School Fund of said county.

Read first and second times, and referred to the Siskiyou delegation.

By Mr. Anthony, for an Act to authorize Elihu Anthony and F. A. Hihn, and others, to lay down and maintain water pipes in the streets of the Town of Santa Cruz

Read first and second times, rules suspended, and ordered engrossed.

By Mr. Goodall, for an Act supplementary to an Act entitled an Act for the better protection of the agricultural interests in certain counties in this State, and for the more effectual prevention of the trespassing of animals upon private property, approved March fifteenth, eighteen hundred and sixty-four.

Read first and second times, and referred to the Mono and Tuolumne delegation.

By Mr. Murch, for an Act to authorize the County of Klamath to retain the State's portion of all money collected in said county from the sale of foreign miners' licenses, to be applied to the construction and improvement of roads and bridges in said county.

Read first and second times, and referred to the Committee on Ways and Means.

By Mr. Hill, for an Act to authorize José M. Loureyro, José Arnaz, Juan Camarillo, Angel Escandon, Albert Packard, and Víctor Ustusaustegui to build a wharf at San Buenaventura, in the County of Santa Barbara.

Read first and second times, and referred to the Committee on Commerce and Navigation.

GENERAL FILE.

Assembly bill No. 6, an Act to fix the salary of the County Judge and District Attorney of Mono County—title amended, and ordered engrossed.

Assembly bill No. 7, an Act fixing the time of holding the County Court in the County of Mono—ordered engrossed.

Assembly bill No. 13, an Act to change the name of Taylor Logan—ordered engrossed.

Assembly bill No. 14, an Act to change the name of Thomas Nelson to Lars Peterson—ordered engrossed.

Assembly bill No. 15, an Act to change the names of Minnie Rice and George F. Rice to Minnie Fox and George Bent Fox—ordered engrossed.

At twelve o'clock and ten minutes P. M., on motion of Mr. Wilcox, the House adjourned.

IN ASSEMBLY.

HOUSE OF ASSEMBLY,
Wednesday, December 13th, 1865. }

House met pursuant to adjournment.

Speaker in the Chair.

Roll called.

Quorum present.

Prayer by the Chaplain.

Journal of yesterday read, amended, and approved.

RESOLUTIONS.

Mr. Yule offered the following concurrent resolutions :

Resolved, By the Assembly, the Senate concurring, that whereas, since the last session of this Legislature, the stern, inscrutable decree of God hath summoned to his side our late Chief Magistrate ;

Resolved, That in Abraham Lincoln we recognized a President whose wisdom as a ruler, firmness as a leader, and merciful kindness as the chief representative of an outraged government, embodied the noblest results of eighty years of free government, and by his eminent fitness for the greatest crisis in human history, impersonated God's indorsement of republicanism, and the presiding care of an unfailing Providence over our national destiny.

Resolved, That in the untimely death of President Lincoln we realize a great public calamity, and an irreparable loss to the nation.

Resolved, That the Governor be requested to transmit a copy of these resolutions to the widow of our late President, and also to the President of the United States.

Resolved, That as a mark of respect to the memory of our late lamented President, the Legislature do now adjourn.

Mr. Brown of Tulare offered the following substitute :

WHEREAS, The late President of the United States was, on the fourteenth day of April, eighteen hundred and sixty-five, brutally murdered ; and Whereas, His unfortunate death was a great calamity to our country, and draped the American people in mourning ; therefore, be it

Resolved, By the Assembly, the Senate concurring, that we utterly condemn and abhor the enormity of the assassination of Abraham Lincoln, late President of the United States, as a crime appalling to the moral sense of the civilized world ; therefore, be it further

Resolved, That in his assassination we recognize a great national calamity, and deeply deplore his untimely loss.

Lost.

The resolutions of Mr. Yule were adopted.

At eleven o'clock and fifteen minutes A. M., the House adjourned.

IN ASSEMBLY.

HOUSE OF ASSEMBLY,
Thursday, December 14th, 1865. }

House met pursuant to adjournment.

Speaker in the Chair.

Roll called.

Quorum present.

Prayer by the Chaplain.

Journal of yesterday read and approved.

Mr. Hopper was granted leave of absence for one day.

Mr. Perrin presented a petition from citizens of Antelope and Slinkard's Valleys.

Laid on the table.

REPORTS.

Mr. Wilson, Chairman of the Committee on Engrossment, made the following report :

MR. SPEAKER :—The Committee on Engrossment have examined, and found correctly engrossed, Assembly bill No. 6, an Act to fix the salary of the County Judge and District Attorney of Mono County;

Also, Assembly bill No. 7, an Act fixing the time of holding the County Court in the County of Mono;

Also, Assembly bill No. 13, an Act to change the name of Taylor Logan;

Also, Assembly bill No. 14, an Act to change the name of Thomas Nelson to Lars Peterson;

Also, Assembly bill No. 18, an Act to authorize Elihu Anthony, and F. A. Hihn, and others, to lay down and maintain water pipes in the streets of the Town of Santa Cruz.

WILSON, Chairman.

Mr. Smith of El Dorado, Chairman of the Committee on Mines and Mining Interests, made the following report :

MR. SPEAKER :—The Committee on Mines and Mining Interests, to whom was referred Assembly concurrent resolution No. 3, have had the same under consideration, and beg leave to report a substitute, and recommend the adoption of the substitute.

SMITH of El Dorado, Chairman.

RESOLUTIONS.

Mr. Hunt of Santa Clara introduced a joint resolution approving the policy of President Johnson and Cabinet.

Read first and second times, and referred to the Committee on Federal Relations.

Mr. Chase introduced a concurrent resolution relative to raising the American flag over the Capitol during the session.

Ordered on file.

Mr. Dornin presented the following resolution :

Resolved, That the Sergeant-at-Arms be and he is hereby authorized to procure suitable rooms and furniture for the use of the Journal, Enrolling, and Engrossing Clerks of the Assembly.

Adopted.

Mr. Tilden introduced a concurrent resolution in relation to establishing a tri-weekly mail from Chico to Susanville.

Referred to the Committee on Federal Relations.

Mr. Wilcox offered the following resolution :

Resolved, That the Committee on Claims be allowed a Clerk at the per diem allowed by law.

Lost.

Mr. Chamberlain moved to take up the resolution providing for the reference of the Governor's message to the appropriate committees

Carried.

The resolution was taken from the table, amended so as to read, "so much as refers to the agricultural college, to the Committees on Education and Agriculture," and adopted.

Mr. Wilcox offered the following resolution :

Resolved, That his excellency Governor Goodwin, now present, be and is invited to take a seat beside the Speaker.

Adopted

Messrs. Wilcox, Clayton, and Meredith were appointed a committee to conduct his excellency to his seat.

Mr. Holden introduced a joint resolution relative to the sale of the public lands of this State.

Read first and second times, and referred to the Committee on Public Lands, and the usual number of copies ordered printed

Mr. Howard introduced a concurrent resolution providing that one thousand nine hundred copies of the report of the Surveyor-General for the year eighteen hundred and sixty-four be printed with the report for the year eighteen hundred and sixty-five, in one volume.

Ordered on file.

Mr. Huestis moved to take up the petition of citizens of Mattole Valley.

Carried, and the petition was referred to the Committee on Public Lands.

Mr. Wilcox moved to reconsider the vote by which the resolution, offered by Mr. Dornin, authorizing the Sergeant-at-Arms to procure rooms for the Journal, Enrolling, and Engrossing Clerks, was adopted.

Carried.

Vote reconsidered.

The resolution was amended by striking out the word "Journal."

Adopted as amended.

Mr Hill introduced a concurrent resolution relative to appointing a joint committee to select proposals for translating the laws of eighteen hundred and sixty-five into the Spanish language.

Ordered on file

Mr. Long offered the following resolution :

Resolved. That the Speaker be and he is hereby authorized and requested to appoint an Assistant Paper Folder, to receive the same compensation as the present incumbent.

Lost.

MESSAGE FROM THE SENATE.

The following message was received from the Senate.

SENATE CHAMBER,
December 14th, 1865. }

Mr. SPEAKER:—The Senate yesterday passed Assembly bill No. 3, an Act to amend an Act entitled an Act prescribing the manner of electing United States Senators, approved April fourteenth, eighteen hundred and fifty-five;

Also, Senate bill No. 14, an Act to amend an Act entitled an Act to support and maintain a fire department in the City of Nevada.

CHAS. W. GORDON,
Assistant Secretary.

NOTICES OF BILLS.

Notices of the introduction of bills were given as follows:

By Mr. Huestis, for an Act authorizing the Supervisors of Humboldt County to levy an additional tax for road purposes.

By Mr. Hoag, for an Act concerning hogs running at large in the County of Sonoma;

Also, an amendment to an Act in relation to the militia of the State, approved May seventeenth, eighteen hundred and sixty-one.

By Mr. Hainsbrow, for an Act to provide for the levying of an additional tax to aid in the construction of the State Capitol building.

By Mr. Brown of Contra Costa, for an Act to amend an Act concerning grand and trial jurors, approved April twenty-seventh, eighteen hundred and sixty-three.

Mr. Frink moved to suspend the rules in order to introduce a bill.

Lost.

By Mr. Bledsoe, for an Act to amend an Act approved April twentieth, eighteen hundred and sixty, to extend the time for the redemption of the funded debt of the County of Sonoma.

By Mr. Holden, for an Act to establish an agricultural and mechanical arts college.

INTRODUCTION OF BILLS.

Bills were introduced as follows:

By Mr. Wiggin, for an Act to amend an Act entitled an Act amendatory of an Act entitled an Act to repeal the several charters of the City of

San Francisco, to establish the boundaries of the City and County of San Francisco, and to consolidate the government thereof, approved April nineteenth, eighteen hundred and fifty-six, approved March twenty-eighth, eighteen hundred and fifty-nine.

Read first and second times, and referred to the San Francisco delegation.

By Mr. Frink, without notice, for an Act changing the time for holding the County and Probate Courts in the County of Amador.

Read first and second times, and referred to the delegation from Amador and Alpine Counties.

By Mr. Perrin, for an Act to define and establish the boundaries of Mono County.

Read first and second times, and referred to the Mono and Alpine delegations.

By Mr. Anthony, without notice, for an Act to authorize the Treasurer of Santa Cruz County to collect the taxes of said county, and relating to the salary of said Treasurer.

Read first and second times, and referred to the Santa Cruz delegation.

By Mr. Brown of Contra Costa, for an Act to provide for the time of holding the County Court and Probate Court of the County of Contra Costa.

Read first and second times, and referred to the delegation from Contra Costa.

By Mr. Clayton, without notice, for an Act to confer additional powers upon the Board of Supervisors of the City and County of San Francisco, and upon the Auditor and Treasurer thereof, and to authorize certain appropriations of money by said Board.

Read first and second times, and referred to the San Francisco delegation.

By Mr. Peterson, for an Act more clearly defining the manner of paying the salary of the County Judge of Los Angeles County.

Read first and second times, and referred to the Los Angeles delegation.

By Mr. Downing, for an Act amendatory of an Act to amend an Act entitled an Act to regulate proceedings in civil cases in Courts of justice in this State, approved March sixteenth, eighteen hundred and sixty-three.

Read first and second times, and referred to the Judiciary Committee.

By Mr. Murch, for an Act to provide for the maintenance of the indigent sick of Klamath County.

Read first and second times, and referred to the Klamath delegation.

By Mr. Holden, without notice, for an Act to amend an Act entitled an Act to regulate fees in office in certain counties of this State, approved April twenty-eighth, eighteen hundred and fifty-seven.

Read first and second times, and ordered on file.

Mr. Leach moved to take up Senate bill No. 14, an Act to amend an Act entitled an Act to support and maintain a fire department in the City of Nevada.

So ordered.

The bill was read first and second times, and referred to the Nevada delegation.

GENERAL FILE.

Assembly bill No. 8, an Act to exempt active and exempt firemen from jury duty in the City of Marysville—read third time, and passed.

Assembly bill No. 10, an Act to amend an Act entitled an Act to create a Board of Water Commissioners in the County of San Bernardino, and to define their duties, approved February eighteenth, A. D. eighteen hundred and sixty-four—read third time, and passed.

UNFINISHED BUSINESS.

The contested election case of *Johnson v. Kurtz*, was taken up

On motion of Mr. Hansbrow, Mr. Moore was permitted to appear as counsel for the contestant.

Mr. Hunt of Santa Clara moved to substitute the resolution reported by Mr. Chamberlain.

Mr. Corey, Chairman of the Committee on Enrolment, made the following report:

MR. SPEAKER:—The Committee on Enrolment have examined, and found correctly enrolled, Assembly bill No. 3, an Act to amend an Act entitled an Act prescribing the manner of electing United States Senators, approved April fourteenth, A. D. eighteen hundred and fifty-five.

And on this, the fourteenth day of December, eighteen hundred and sixty-five, delivered the same to the Governor for his approval.

COREY, Chairman.

Messrs Downing, Hunt of Santa Clara, and Singleton demanded the previous question.

Sustained.

The ayes and noes were demanded, by Messrs. Long, Hoag, and Luttrell, and the resolution of Mr. Chamberlain was lost, by the following vote:

AYES—Messrs. Anthony, Ayer, Batchelder, Bosquit, Brown of Contra Costa, Bugbee, Campbell, Chamberlain, Chappell, Clayton, Corey, Dornin, Dutton, Goodall, Green, Hamlin, Hatch, Hunt of Santa Clara, Heustis, Ireland, Leech, Lemon, Meredith, Murch, Pattison, Perrin, Sexton, Sherwood, Smith of Butte, Smith of El Dorado, Steele, Stewart, Tilden, Wiggin, and Zuck—35.

NOES—Messrs. Bledsoe, Bowman, Brown of Tulare, Chase, Coghlan, Collier, Dorr, Downing, Dwyer, Eagar, Goodwin, Hansbrow, Hawkins, Hill, Hoag, Holden, Hollister, Hopper, Hunt of Sacramento, Hearst, Kidder, Lee, Long, Lupton, Luttrell, Mace, Maholmb, McClelland, Olds, Parrish, Peterson, Reed, Satterwhite, Sawyer, Singleton, Taylor, Ward, Wilcox, and Wilson—39.

On the original question, Messrs. Downing, Hansbrow, and Ward, demanded the ayes and noes, and the resolution was lost, by the following vote:

AYES—Messrs. Ayer, Bowman, Brown of Contra Costa, Bugbee, Clayton, Coghlan, Collier, Corey, Dorr, Dutton, Dwyer, Eagar, Hamlin, Hansbrow, Hill, Hollister, Hopper, Hunt of Sacramento, Kidder, Lemon, Maholmb, Meredith, Sawyer, Singleton, Smith of Butte, Wiggin, Wilcox, and Wilson—28

NOES—Messrs. Batchelder, Bledsoe, Bosquit, Brown of Tulare, Campbell, Chase, Dornin, Downing, Goodwin, Hatch, Hawkins, Hoag, Holden, Heustis, Hearst, Lee, Long, Lupton, Luttrell, Mace, McClelland, Murch,

Olds, Parrish, Pattison, Perrin, Peterson, Reed, Satterwhite, Sexton, Sherwood, Steele, Stewart, Taylor, Tilden, and Ward—36.

Mr. Reed gave notice of a motion to reconsider.

At two o'clock and forty minutes P. M., on motion of Mr. Holden, the House adjourned.

IN ASSEMBLY.

HOUSE OF ASSEMBLY,
Friday, December 15th, 1865. }

House met pursuant to adjournment.

Speaker in the Chair.

Roll called.

Quorum present.

Prayer by the Chaplain.

Journal of yesterday read and approved.

Mr. Reed moved to reconsider the vote whereby the resolution reported by the majority of the Committee on Elections was lost.

Upon which, Messrs. Luttrell, Hoag, and Downing, demanded the ayes and noes, and the motion was carried, by the following vote:

AYES—Messrs. Anthony, Ayer, Bosquit, Brown of Contra Costa, Bugbee, Campbell, Chamberlain, Chappell, Clayton, Collier, Corey, Dorr, Dornin, Dutton, Dwyer, Eager, Goodall, Greene, Hamlin, Hansbrow, Hill, Hogle, Hollister, Hopper, Howard, Hunt of Sacramento, Hunt of Santa Clara, Hearst, Ireland, Leech, Lemon, Maholmb, Meredith, Mureh, Olds, Pattison, Perrin, Reed, Sawyer, Sexton, Singleton, Smith of Butte, Smith of El Dorado, Steele, Stewart, Taylor, Tilden, Wiggin, Wilcox, Wilson, Zuck, and Mr. Speaker—52.

NOES—Messrs. Batchelder, Bledsoe, Braly, Brown of Tulare, Chase, Downing, Goodwin, Hatch, Hawkins, Hoag, Holden, Huestis, Lee, Long, Lupton, Luttrell, Mace, McClelland, Parrish, Peterson, Satterwhite, Sherwood, and Ward—23.

Mr. Reed offered the following resolution:

Resolved. That the matter of the contested election, wherein George A. Johnson contests the right of D. B. Kurtz to a seat in this House, from the County of San Diego, be referred back to the Committee on Elections, and that said committee are hereby empowered to send for persons and papers, and that the County Clerk of the County of San Diego is hereby authorized and required to open the returns from Colorado Precinct, in said county, and forward a certified copy thereof to the Speaker of this House, by such person or in such manner as the warrant of the Speaker may direct.

Mr. Lupton moved to indefinitely postpone the whole subject.

Lost.

Mr. Hopper moved the previous question.

Carried.

Upon which, Messrs. Chamberlain, Greene, and Hopper, demanded the ayes and noes, and the resolution was adopted, by the following vote:

AYES—Messrs. Anthony, Ayer, Bosquit, Brown of Contra Costa, Bugbee, Campbell, Chamberlain, Chappell, Clayton, Collier, Corey, Dorr, Dornin, Dutton, Dwyer, Eagar, Goodall, Greene, Handlin, Hansbrow, Hill, Hogle, Hopper, Howard, Hunt of Santa Clara, Huestis, Ireland, Kidder, Leech, Lemon, Maholmb, Meredith, Murch, Olds, Pattison, Perrin, Reed, Sawyer, Sexton, Sherwood, Singleton, Smith of Butte, Smith of El Dorado, Steele, Stewart, Taylor, Tilden, Wiggin, Wilcox, Wilson, Zuck, and Mr. Speaker—52.

NOES—Messrs. Batcher, Bledsoe, Braly, Brown of Tulare, Chase, Downing, Goodwin, Hatch, Hawkins, Hoag, Holden, Lee, Long, Lupton, Luttrell, Mace, McClelland, Parrish, Peterson, Satterwhite, and Ward—21.

Mr. Perrin moved to take from the table the petition of citizens of Antelope and Slinkard's Valleys, and refer it to the delegations from Mono and Alpine Counties.

So ordered.

REPORTS.

Mr. Wilson, Chairman of the Committee on Engrossment, made the following report:

MR. SPEAKER:—The Committee on Engrossment have examined, and found correctly engrossed, Assembly bill No. 15, an Act to change the names of Minnie Rice and George F. Rice to Minnie Fox and George Bent Fox.

WILSON, Chairman.

Mr. Holden made the following report:

MR. SPEAKER:—The delegation from the Seventh Judicial District, to whom was referred Assembly bill No. 12, an Act to change the time of holding the District Court of the Seventh Judicial District in and for the Counties of Marin, Lake, and Mendocino, have had the same under consideration, and report the same back to the Assembly without amendment, and recommend its passage.

HOLDEN, for Delegation.

Mr. Brown of Contra Costa made the following report:

MR. SPEAKER:—The Contra Costa delegation, to whom was referred Assembly bill No. 26, an Act entitled an Act to provide for the time of holding the County Court and Probate Court of the County of Contra Costa, having had the same under consideration, report the same back to the House, and recommend its passage.

BROWN, for Delegation.

Mr. Goodall, of the Mono and Tuolumne delegations, made the following report:

MR. SPEAKER:—The Mono and Tuolumne delegations, to whom was referred Assembly bill No. 19, have had the same under consideration,

and beg leave to report the accompanying bill as a substitute, and recommend its passage.

GOODALL, for Delegation.

Mr. Parrish, of the Los Angeles delegation, made the following report:

MR. SPEAKER:—The Los Angeles delegation, to whom was referred Assembly bill No. 28, an Act more clearly defining the manner of paying the salary of the County Judge of Los Angeles County, report the same back, and recommend its passage.

PARRISH, for Delegation.

Mr. Leech, of the Nevada delegation, made the following report:

MR. SPEAKER:—The Nevada delegation, to whom was referred Senate bill No. 14, beg leave to return the same, and recommend its passage.

LEECH, for Delegation.

On motion of Mr. Leech, the rules were suspended, and Senate bill No. 14, above reported, was read third time, and passed.

Mr. Frink, from the Amador and Alpine delegation, made the following report:

MR. SPEAKER:—The Amador and Alpine delegation, to whom was referred Assembly bill No. 23, an Act changing the time for holding the County and Probate Courts in the County of Amador, have had the same under consideration, and report it back, recommending its passage.

FRINK, for Delegation.

On motion of Mr. Frink, the rules were suspended, and Assembly bill No. 23, above reported, was considered engrossed, read third time, and passed.

MESSAGE FROM THE GOVERNOR.

The following message was received from the Governor:

STATE OF CALIFORNIA, EXECUTIVE DEPARTMENT, }
Sacramento, December 15th, 1865. }

To the Assembly of the State of California:

I have to inform your honorable body that I have approved Assembly bill No. 3, an Act to amend an Act entitled an Act prescribing the manner of electing United States Senators, approved April fourteenth, A. D. eighteen hundred and fifty-five

FRED'K F. LOW,
Governor.

Mr. Coghlan introduced a concurrent resolution in relation to the late rebellion and the present condition of the country.

Referred to the Committee on Federal Relations.

On motion of Mr. Hoag, Assembly concurrent resolution No. 5, in relation to any attempt to repeal the Specific Contract Act, was taken up, and referred to the Committee on Ways and Means.

Mr. Luttrell introduced a concurrent resolution relative to a weekly mail from Shasta City to Yreka, and the establishment of post offices.

Referred to the Committee on Federal Relations.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

SENATE CHAMBER,
December 15th, 1865. }

Mr. SPEAKER:—The Senate, on yesterday, passed Senate bill No. 5, an Act to transfer certain funds to the Common School Fund of the County of Nevada;

Also, concurred in Assembly concurrent resolution No. 9, to furnish the Resident Physician of the Insane Asylum with additional copies of Directors' report for distribution.

Senate refused to recede from its amendment to Assembly bill No. 1, an Act to provide for purchasing postage stamps and express envelops for members and officers of the Legislature at its sixteenth session.

CHAS. W. GORDON,
Assistant Secretary.

CONSIDERATION OF SENATE MESSAGE.

Senate bill No. 5, above reported, read first and second times, and referred to the Nevada delegation.

The House concurred in the Senate amendment to Assembly bill No. 1, above reported.

NOTICES OF BILLS.

Notices of the introduction of bills were given as follows:

By Mr. Eagar, for an Act to prohibit the adulteration of wines;

Also, for an Act to prohibit animals running at large in the County of Alameda.

By Mr. Hunt of Santa Clara, for an Act to construct a railroad in the County of Santa Clara.

By Mr. Chamberlain, for an Act to appropriate money to pay the claim of O. M. Claves.

By Mr. Luttrell, for an Act to authorize the County of Siskiyou to retain the State's portion of the poll tax, less that portion authorized by law to be paid into the General School Fund, which shall be collected in said county for the year one thousand eight hundred and sixty-six, and for the year one thousand eight hundred and sixty-seven, to be applied to the construction and improvement of a wagon road from Yreka to Fort Bidwell

By Mr. Hansbrow, for an Act to repeal that portion of the Act to incorporate the City and County of Sacramento, approved April twenty-fifth, eighteen hundred and sixty-three, so far only as relates to trades and manufacturers being required to take out license before prosecuting their business.

By Mr. Sherwood, for an Act for the better protection of game in this State.

By Mr. Parrish, for an Act to amend an Act to enable the County of Los Angeles to reduce expenses and pay off its floating debt.

By Mr. Wiggin, for an Act to change the name of the Pacific Accumulation Loan Company, and authorize it to purchase certain real estate.

INTRODUCTION OF BILLS.

Bills were introduced as follows:

By Mr. Hopper, without notice, for an Act to audit and pay the claim of J. H. Sullivan.

Read first and second times, and referred to the Committee on Claims.

By Mr. Brown of Contra Costa, for an Act to amend an Act entitled an Act concerning grand and trial jurors, approved April twenty-seventh, eighteen hundred and sixty-three.

Read first and second times, and referred to the Judiciary Committee.

Also, for an Act amendatory of and supplementary to an Act entitled an Act to regulate proceedings in criminal cases, passed May first, eighteen hundred and fifty-one.

Read first and second times, and referred to the Judiciary Committee.

By Mr. Wilson, for an Act for ascertaining by proper proofs the citizens who shall be entitled to the right of suffrage at elections held within this State, and to prevent fraudulent voting at such elections.

Read first and second times, and referred to the Judiciary Committee.

By Mr. McClelland, for an Act to appropriate money to pay the claim of John Valentine.

Read first and second times, and referred to the Committee on Claims.

By Mr. Huestis, for an Act to authorize the Supervisors of Humboldt County to levy an additional tax for road purposes.

Read first and second times, and ordered on file.

GENERAL FILE.

Assembly bill No. 6, an Act to fix the salary of the County Judge and District Attorney of Mono County, and to provide for the payment of the same—read third time, and passed.

Assembly bill No. 7, an Act fixing the time of holding the County Court in the County of Mono—read third time, and passed.

Assembly bill No. 13, an Act to change the name of Taylor Logan—read third time, and passed.

Assembly bill No. 14, an Act to change the name of Thomas Nelson to Lars Peterson—read third time, and passed.

Assembly bill No. 18, an Act to authorize Elihu Anthony, and F. A. Hihn, and others, to lay down and maintain water pipes in the streets of the Town of Santa Cruz—read third time, and passed.

Assembly bill No. 31, an Act to amend an Act entitled an Act to regulate fees in office in certain counties in this State, approved April twenty-eighth, eighteen hundred and fifty-seven—referred to the San Mateo, Santa Cruz, and Mendocino delegations.

Assembly concurrent resolution No. 12, relative to raising the American flag over the Capitol during the session—adopted.

Assembly concurrent resolution No. 14, requiring the Surveyor-General to have nineteen hundred and twenty copies of the report of eighteen hundred and sixty-four printed with report of eighteen hundred and sixty-five, in one volume—adopted.

Assembly concurrent resolution No. 3, relative to the disposition of the mineral lands—amended, and unanimously adopted.

Assembly concurrent resolution No. 15, in relation to appointing a committee of three from each House, to receive proposals for translation of the laws of eighteen hundred and sixty-five into Spanish—adopted.

At one o'clock P. M., on motion of Mr. Tilden, the House adjourned.

IN ASSEMBLY.

HOUSE OF ASSEMBLY,
Saturday, December 16th, 1865. }

House met pursuant to adjournment.

Speaker in the Chair.

Roll called.

Quorum present.

Prayer by the Chaplain.

Journal of yesterday read and approved.

The Speaker announced the following committees :

JOINT COMMITTEE TO INVESTIGATE AFFAIRS OF CONTROLLER'S OFFICE.

Messrs. Holden, Tilden, and Dwyer.

COMMITTEE ON TRANSLATION OF THE LAWS.

Messrs. Hill, Wilcox, and Satterwhite.

Mr. Dornin, of the Nevada delegation, made the following report :

MR. SPEAKER :—The Nevada delegation, to whom was referred Senate bill No. 5, an Act to transfer certain funds to the Common School Fund of the County of Nevada, report the same back, and recommend its passage.

DORNIN, for Delegation.

On motion of Mr. Chamberlain, the rules were suspended, and the following message from the Senate taken up :

SENATE CHAMBER,
December 16th, 1865. }

MR. SPEAKER :—The Senate this day adopted Senate concurrent resolution No. 8, relative to a Joint Convention for the election of a United States Senator.

CHAS. W. GORDON,
Assistant Secretary.

Senate concurrent resolution No. 8, above reported, was concurred in.

REPORTS.

Mr. Holden made the following report :

MR. SPEAKER :—The delegation to which was referred Assembly bill No. 31, an Act to amend an Act entitled an Act to regulate fees in office in certain counties in this State, approved April twenty-eighth, eighteen hundred and fifty-seven, have had the same under consideration, report the same back to the Assembly without amendment, and recommend its passage.

HOLDEN, for Delegation.

Mr. Murch, of the Klamath delegation, made the following report :

Mr. SPEAKER :—The Klamath delegation, to whom was referred Assembly bill No. 30, an Act to provide for the maintenance of the indigent sick of Klamath County, have had the same under consideration, and ask leave to report it back without amendment, and recommend its passage.

MURCH, for Delegation.

RESOLUTIONS.

Mr. Batchelder offered the following resolution :

Resolved, That the Committee on Claims are hereby authorized and empowered to employ a Clerk, when in their judgment they deem it necessary, at the per diem allowed by law.

Adopted.

Mr. Peterson introduced a concurrent resolution relative to the re-establishment of the southern overland mail route.

Read first and second times, and referred to the Committee on Federal Relations.

Mr. Smith, of Butte, introduced a concurrent resolution relative to claims of citizens for losses incurred by the Panama riots

Read first and second times, and referred to the Committee on Federal Relations.

Mr. Brown of Contra Costa offered the following resolution :

Resolved. That there be printed for the use of this House three hundred copies of Assembly bill No. 35.

Adopted.

Mr. Batchelder offered the following resolution :

Resolved, That the Sergeant-at-Arms be instructed to provide a suitable room for the use of the Committee on Claims.

Adopted.

NOTICES OF BILLS.

Notices of the introduction of bills were given as follows :

By Mr. Tilden, for an Act providing for the insane of California.

By Mr. Sherwood, for an Act to provide for the collection of information relating to the agricultural and other industrial pursuits of this State.

At eleven o'clock and twenty-five minutes A. M., on motion of Mr. Eagar, the House took a recess until eleven o'clock and fifty-five minutes A. M.

HOUSE RE-ASSEMBLED.

House re-assembled at eleven o'clock and fifty-five minutes.

Speaker in the Chair.

Roll called.

Quorum present.

On motion of Mr. Meredith, the Clerk was directed to inform the

Senate that the House was ready to receive them in Joint Convention, for the purpose of electing a United States Senator to succeed the Honorable James A. McDougall.

IN JOINT CONVENTION.

Proceedings of Joint Convention to elect a United States Senator to succeed Honorable J. A. McDougall, whose term of office will expire on the third of March, eighteen hundred and sixty-seven.

The Convention was called to order by the President of the Senate, in conjunction with the Speaker of the House.

The roll of the Senate and also of the Assembly was called, and all the members were present.

NOMINATIONS FOR SENATOR.

Nominations were made as follows :

Mr. Knox nominated Honorable Cornelius Cole.

Mr. Johnson nominated Wm. T. Coleman.

The rolls were called, with the following result :

Names.	Cole.	Coleman.
Banning.....	1	.....
Belden.....	1	.....
Benton.....	1	.....
Bradley.....	1	.....
Cunningham.....	1	.....
Dodge.....	1	.....
Evans.....	1	.....
Ewer.....	1	.....
Freeman.....	.....	1
Hager.....	.....	1
Hale.....	1	.....
Hardy.....	1	.....
Hartson.....	1	.....
Hawes.....	1	.....
Heacock.....	1	.....
Johnson.....	.....	1
Jones.....	1	.....
Knox.....	1	.....
Kutz.....	1	.....
Leonard.....	1	.....
Lovett.....	1	.....
Maddox.....	1	.....
Mizner.....	1	.....
Montgomery.....	.....	1
Murphy.....	1	.....
Myers.....	1	.....
Pearce.....	.....	1
Porter.....	1	.....
Pratt.....	1	.....

Names.	Cole.	Coleman.
Robinson.....	1	.....
Rush .....	.....	1
Shaw.....	.....	1
Smith.....	1	.....
Teegarden	1	.....
Tabbs.....	1	.....
Tuttle.....	1	.....
Wadsworth	1	.....
Wolcott.....	1	.....
Wright.....	1	.....
Anthony	1	.....
Ayer	1	.....
Batchelder.....	1	.....
Bledsoe .....	.....	1
Bosquit.....	1	.....
Bowman	1	.....
Braly.....	.....	1
Brown of Contra Costa.....	1	.....
Brown of Tulare.....	.....	1
Bugbee.....	1	.....
Campbell	1	.....
Chamberlain	1	.....
Chappell	1	.....
Chase.....	.....	1
Clayton.	1	.....
Coghlan.....	1	.....
Collier	1	.....
Corey.....	1	.....
Dorr	1	.....
Dornin	1	.....
Downing.....	.....	1
Dutton.....	1	.....
Dwyer.....	1	.....
Eagar.....	1	.....
Frink	1	.....
Goodall.....	1	.....
Goodwin .....	.....	1
Greene	1	.....
Hamlin.....	1	.....
Hansbrow.....	1	.....
Hatch.....	1	.....
Hawkins.....	.....	1
Hill	1	.....
Hoag.....	.....	1
Hogle.	1	.....
Holden.....	.....	1
Hollister	1	.....
Hopper	1	.....
Howard.....	1	.....
Hunt of Sacramento.....	1	.....
Hunt of Santa Clara.....	1	.....

Names.	Cole.	Coleman.
Huestis.....	1	.....
Hearst.....	.....	1
Ireland.....	1	.....
Kidder.....	1	.....
Kurtz.....	.....	1
Lee.....	1	.....
Leech.....	1	.....
Lemon.....	1	.....
Lupton.....	.....	1
Luttrell.....	.....	1
Mace.....	.....	1
Maholmb.....	1	.....
McClelland.....	.....	1
Meredith.....	1	.....
Murch.....	1	.....
Olds.....	1	.....
Parrish.....	.....	1
Pattison.....	1	.....
Perrin.....	1	.....
Peterson.....	.....	1
Reed.....	1	.....
Satterwhite.....	.....	1
Sawyer.....	1	.....
Sexton.....	1	.....
Sherwood.....	1	.....
Singleton.....	1	.....
Smith of Butte.....	1	.....
Smith of El Dorado.....	1	.....
Steele.....	1	.....
Stewart.....	1	.....
Taylor.....	1	.....
Tilden.....	1	.....
Ward.....	.....	1
Wiggin.....	1	.....
Wilcox.....	1	.....
Wilson.....	1	.....
Zuck.....	1	.....
Mr. Speaker.....	1	.....
Totals.....	92	26

Whole number of votes cast.....	119
Necessary to a choice.....	60
Mr. Cole, received.....	92
Mr. Coleman received.....	26
Mr. Casserly received.....	1

Mr. Cole having received a majority of all the votes cast, was declared by the President of the Convention to be duly elected Senator for the term of six years, to succeed the Honorable J. A. McDougal.

Mr. Lee moved to appoint a committee of three to wait upon Mr. Cole and inform him of his election.

The President appointed Messrs. Lee, Knox, and Belden such committee.

On motion, the Convention adjourned.

IN ASSEMBLY.

After the withdrawal of the members of the Senate from the Assembly Chamber, Mr. Coghlan moved to adjourn till Tuesday, December nineteenth.

Upon which, the ayes and noes were demanded, by Messrs. Chamberlain, Dornin, and Meredith, and the House refused, by the following vote:

AYES—Messrs. Braly, Bugbee, Chase, Coghlan, Eagar, Hollister, Hopper, Hunt of Sacramento, Kurtz, Maholub, McClelland, Satterwhite, Sexton, Tilden, and Mr. Speaker—15.

NOES—Messrs. Anthony, Ayer, Batchelder, Bledsoe, Bosquit, Bowman, Brown of Contra Costa, Brown of Tulare, Campbell, Chamberlain, Chappell, Clayton, Collier, Corey, Dorr, Dornin, Downing, Dutton, Goodall, Goodwin, Greene, Hamlin, Hansbrow, Hatch, Hawkins, Hill, Hoag, Hogle, Holden, Howard, Hunt of Santa Clara, Huestis, Hearst, Kidder, Leech, Lemon, Long, Lupton, Luttrell, Mace, Meredith, March, Parrish, Pattison, Perrin, Peterson, Reed, Sawyer, Sherwood, Singleton, Smith of Butte, Smith of El Dorado, Steele, Stewart, Taylor, Ward, Wiggin, Wilson, and Zuck—59.

At twelve o'clock and thirty minutes p. m., on motion of Mr. Tilden, the House adjourned.

IN ASSEMBLY.

HOUSE OF ASSEMBLY,
Monday, December 18th, 1865. }

House met pursuant to adjournment.

Speaker in the Chair.

Roll called.

Quorum present.

Prayer by the Chaplain.

Messrs. Eagar, Dutton, Goodwin, Wilcox, Ireland, McClelland, Braly, Dorr, Dwyer, Hunt of Sacramento, Hearst, Peterson, Smith of Butte, and Zuck, were granted leave of absence for one day.

Mr. Coghlan was granted leave of absence for two days.

Journal of Saturday read and approved.

Mr. Hill presented a petition from the officers of the Roman Catholic Female Orphan Asylum of Santa Barbara and Los Angeles.

Referred to the Committee on Ways and Means.

REPORTS.

Mr. Wilson, Chairman of the Committee on Engrossment, made the following report:

Mr. SPEAKER:—The Committee on Engrossment have examined, and found correctly engrossed, Assembly joint resolution No. 3, relative to the sale of the public lands of this State.

WILSON, Chairman.

Mr. Corey, Chairman of the Committee on Enrolment, made the following report:

Mr. SPEAKER:—The Committee on Enrolment have examined, and found correctly enrolled, Assembly bill No. 1, an Act to provide for purchasing postage stamps and express envelopes for members and officers of the Legislature at its sixteenth session;

And on Saturday, the sixteenth day of December, eighteen hundred and sixty-five, presented the same to the Governor for his approval.

COREY, Chairman.

MESSAGE FROM THE GOVERNOR.

The following message was received from the Governor:

STATE OF CALIFORNIA, EXECUTIVE DEPARTMENT, }
Sacramento, December 18th, 1865. }

To the Assembly of the State of California:

I have to inform your honorable body that I have this day approved Assembly bill No. 1, an Act to provide for purchasing postage stamps and express envelopes for members and officers of the Legislature at its sixteenth session.

FRED'K F. LOW,
Governor.

MESSAGE FROM THE SENATE.

The following message was received from the Senate.

SENATE CHAMBER. }
December 18th, 1865. }

Mr. SPEAKER:—The Senate on Saturday passed, under a suspension of the rules, Senate bill No. 22, an Act to appropriate money to pay the claim of Mrs. N. F. Brown, for translating the laws of eighteen hundred and sixty-three and eighteen hundred and sixty-four into the Spanish language;

Also, on the fifteenth instant, amended Assembly joint resolution No. 1, providing for a ratification of the amendment to the Constitution of the United States, and ask the concurrence of the Assembly therein;

Also, on the twelfth instant, concurred in Assembly concurrent resolution No. 6, relating to investigation of charges of fraud against George Oulton, State Controller, and revenue officers of Trinity County.

CHAS. W. GORDON,
Assistant Secretary.

CONSIDERATION OF SENATE MESSAGE.

Senate bill No. 22, above reported, read first and second times, and referred to the Committee on Claims.

The House concurred in Senate amendment to Assembly joint resolution No. 1, above reported.

NOTICES OF BILLS.

Notices of the introduction of bills were given as follows:

By Mr. Howard, for an Act to facilitate the adjustment of the differences between the United States and the State in relation to the several grants of land made by Congress, and to protect the purchasers of the State in their titles.

By Mr. Mace, for an Act to create a Board of Water Commissioners in Fresno and Merced Counties, and to define their powers and duties.

By Mr. Chamberlain, for an Act amendatory to an Act approved March twenty-eighth, eighteen hundred and sixty-four, entitled an Act supplementary to an Act entitled an Act to exempt firemen from militia and jury duty, passed March twenty-fifth, eighteen hundred and fifty-three.

By Mr. Meredith, for an Act for the better maintenance of roads and trails for the County of Sierra.

By Mr. Hill, for an Act to provide for the protection of sheep from contagious diseases.

By Mr. Lupton, for an Act to amend an Act entitled an Act to amend an Act entitled an Act to regulate the settlement of the estates of deceased persons, passed May first, eighteen hundred and fifty-one, and other Acts amendatory thereto, approved May twentieth, in the year eighteen hundred and sixty-one.

INTRODUCTION OF BILLS.

Bills were introduced as follows:

By Mr. Corey, without notice, for an Act to abolish the Board of Commissioners of the Funded Debt of the City of San José

Read first and second times, and referred to the Santa Clara delegation.

By Mr. Hopper, without notice, for an Act to appropriate money to pay the claim of A. S. Bender.

Read first and second times, and referred to the Committee on Claims.

By Mr. Pattison, without notice, for an Act for acquiring and maintaining titles to quartz mining claims.

Read first and second times, and referred to the Committee on Mines and Mining Interests.

By Mr. Wiggin, for an Act to change the name of the Pacific Accumulation Loan Company, and authorize it to purchase certain real estate.

Read first and second times, and referred to the San Francisco delegation.

By Mr. Bowman, without notice, for an Act to organize a Police Justices' Court for the City and County of San Francisco, and define its jurisdiction.

Read first and second times, and referred to the San Francisco delegation.

By Mr. Hansbrow, for an Act to provide for the speedy completion of the State Capitol building.

Read first and second times, and referred to the Committee on Public Buildings

By Mr. Pattison, without notice, for an Act to provide for the payment of moneys advanced by Hall & Allen, in the trial of the case of the People v. Horace Smith.

Read first and second times, and referred to the Committee on Claims.

By Mr. Hansbrow, for an Act concerning the powers of the Board of Trustees of the City of Sacramento.

Read first and second times, and referred to the Sacramento delegation.

By Mr. Chamberlain, for an Act to appropriate money to pay the claim of O. M. Claves.

Read first and second times, and referred to the Committee on Claims.

By Mr. Sherwood, for an Act to provide for the collection of information relating to the agricultural and other industrial pursuits of this State.

Read first and second times, and referred to the Committee on Agriculture.

By Mr. Hogle, without notice, for an Act to authorize certain parties to build a turnpike road from Sonora, Tuolumne County, to Copperopolis, Calaveras County.

Read first and second times, and referred to the Tuolumne and Calaveras delegations.

By Mr. Holden, for an Act to establish an Agricultural and Mechanical Arts College in Sonoma County.

Read first and second times, referred to a select committee of five, and the usual number of copies ordered printed.

GENERAL FILE.

Assembly bill No. 12, An Act to change the time of holding the District Court of the Seventh Judicial District in and for the Counties of Marin, Lake, and Mendocino—read third time, and passed.

Assembly bill No. 26, an Act to provide for the time of holding the County Court and Probate Court of the County of Contra Costa—title amended, read third time, and passed.

Assembly bill No. 19, an Act to amend an Act entitled an Act for the better protection of the agricultural interests in certain counties in this State, and the more effectual prevention of the trespassing of animals upon private property, approved March fifteenth, eighteen hundred and sixty-four—recommitted with special instructions.

Assembly bill No. 37, an Act to authorize the Supervisors of Humboldt County to lay an additional tax for road purposes—read third time, and passed.

Assembly bill No. 30, an Act to provide for the maintenance of the indigent sick of Klamath County—ordered engrossed.

Assembly bill No. 31, an Act to amend an Act entitled an Act to regulate fees in office in certain counties in this State, approved April twenty-eighth, eighteen hundred and fifty-seven—rules suspended, considered engrossed, read third time, and passed.

Senate bill No. 5, an Act to transfer certain funds to the Common School Fund of the County of Nevada—read third time, and passed.

At eleven o'clock and fifty minutes A. M., on motion of Mr. Hunt of Santa Clara, the House adjourned.

IN ASSEMBLY.

HOUSE OF ASSEMBLY.
 Tuesday, December 19th, 1865. }

House met pursuant to adjournment.

Speaker in the Chair.

Roll called.

Quorum present.

Mr. Braly had leave of absence for the remainder of the week.

Prayer by the Chaplain.

Journal of yesterday read and approved.

REPORTS.

Mr. Wilson, Chairman of the Committee on Engrossment, made the following report :

MR. SPEAKER :—Your Committee on Engrossment have examined and found correctly engrossed, Assembly bill No. 30, an Act to provide for the maintenance of the indigent sick of Klamath County.

WILSON, Chairman.

Mr. Hunt of Sacramento, Chairman of the Committee on Claims, made the following report :

MR. SPEAKER :—The Committee on Claims, to whom was referred Senate bill No. 22, an Act to pay the claim of Mrs. N. F. Brown, amounting to two thousand two hundred and fifty-nine dollars and twenty-three cents, for translating the laws of eighteen hundred and sixty-three and eighteen hundred and sixty-four into Spanish, have had the same under consideration, beg leave to report the bill back, and recommend its passage.

HUNT, Chairman.

Mr. Corey, of the Santa Clara delegation, made the following report :

MR. SPEAKER :—The Santa Clara delegation, to whom was referred Assembly bill No. 38, an Act to abolish the Board of Commissioners of the Funded Debt of the City of San José, report it back, and recommend the passage of the same.

COREY, for Delegation.

Mr. Clayton offered a concurrent resolution relative to the adjournment of the Legislature.

Read first and second times, and placed on file.

On motion of Mr. Tilden, the Mono and Tuolumne delegations were instructed as follows :

That Assembly bill No. 19, entitled an Act to amend an Act entitled an Act for the better protection of the agricultural interests in certain counties of the State, and the more effectual prevention of the trespassing of animals upon private property, be amended by striking out the County of Solano and the County of Butte.

Mr. Kurtz introduced a concurrent resolution relative to the establishment of a mail route in the County of San Diego.

Read first and second times, and referred to the Committee on Federal Relations.

On motion of Mr. Leech, the usual number of copies of Assembly bill No. 40, an Act for acquiring and maintaining titles to quartz mining claims, were ordered printed.

MESSAGE FROM THE SENATE.

The following message was received from the Senate :

SENATE CHAMBER,
December 19th, 1865. }

Mr. SPEAKER:—The Senate yesterday passed Assembly bill No. 7, an Act fixing the time of holding the County Court in the County of Mono;

Also, Assembly bill, No. 14, an Act to change the name of Thomas Nelson to Lars Peterson;

Also, Assembly bill No. 15, an Act to change the names of Minnie Rice and George F. Rice to Minnie Fox and George Bent Fox;

Also, concurred in Assembly concurrent resolution No. 14, requiring Surveyor-General to have one thousand nine hundred and twenty copies of report of eighteen hundred and sixty-four included with report of eighteen hundred and sixty-five;

Also, adopted Senate concurrent resolution No. 9, authorizing Committee to Investigate Affairs at Insane Asylum to employ a Clerk and Sergeant-at-Arms.

CHAS. W. GORDON,
Assistant Secretary.

Senate concurrent resolution No. 9, above reported, was adopted.

NOTICES OF BILLS.

Notices of the introduction of bills were given as follows:

By Mr. Howard, for an Act authorizing the Trustees of the California Art Union to distribute works of art.

By Mr. Lemon, for an Act to authorize the Board of Supervisors of Solano County to levy a special tax for road purposes.

By Mr. Murch, for an Act to confer upon the District Courts of this State the power to change the names of persons.

By Mr. Brown of Contra Costa, for an Act to amend an Act entitled an Act to regulate the settlement of the estates of deceased persons, passed May first, eighteen hundred and fifty-one;

Also, for an Act to amend an Act entitled an Act to regulate proceedings in civil cases in the Courts of justice of this State, approved April twenty-ninth, A. D. eighteen hundred and fifty-one, and of the Acts amendatory of the same;

Also, for an Act to amend an Act entitled an Act to provide for the establishment, maintenance, and protection of public and private roads, approved May sixteenth, eighteen hundred and sixty-one.

INTRODUCTION OF BILLS.

Bills were introduced as follows:

By Mr. Howard, for an Act to facilitate the adjustment of the differences between the United States and the State, in relation to the several grants of land made by Congress, and to protect the purchasers of the State in their titles

Read first and second times, and referred to the Committees on Swamp and Overflowed Lands and on Public Lands.

By Mr. Hill, for an Act to provide for the protection of sheep from contagious diseases.

Read first and second times, and referred to the Committee on Agriculture, and the usual number of copies ordered printed.

By Mr. Lupton, for an Act to amend an Act entitled an Act to amend an Act entitled an Act to regulate the settlement of the estates of deceased persons, passed May first, eighteen hundred and fifty-one, and other Acts amendatory thereto, approved May twentieth, eighteen hundred and sixty-one.

Read first and second times, and referred to the Judiciary Committee.

By Mr. Chamberlain, for an Act amendatory of an Act approved March twenty-eighth, eighteen hundred and sixty-four, entitled an Act supplementary to an Act entitled an Act to exempt firemen from militia and jury duty, passed March twenty-fifth, eighteen hundred and fifty-three.

Read first and second times, and ordered on file.

Also, without notice, for an Act proposing an amendment to the Constitution.

Read first and second times, and referred to the Judiciary Committee.

Under a suspension of the rules, Mr. Goodall reported back Assembly bill No. 19, an Act to amend an Act entitled an Act for the better protection of the agricultural interests in certain counties in this State, and the more effectual prevention of the trespassing of animals upon private property, approved March fifteenth, eighteen hundred and sixty-four, with an amendment.

The amendment was adopted, and the bill ordered engrossed.

By Mr. Sherwood, for an Act amendatory of and supplementary to an Act entitled an Act for the protection of game, approved May thirteenth, eighteen hundred and fifty-four, and April seventeenth, eighteen hundred and sixty-one.

Read first and second times, and ordered on file.

GENERAL FILE.

Assembly bill No. 30, an Act to provide for the maintenance of the indigent sick of Klamath County—read third time, and passed.

The Speaker announced the following

SPECIAL COMMITTEE ON AGRICULTURAL COLLEGE.

Messrs. Holden, Hunt of Santa Clara, Reed, Smith of El Dorado, and Meredith.

The Speaker also presented the following communication:

OFFICE CENTRAL PACIFIC RAILROAD COMPANY, }
Sacramento, December 19, 1865. }

To Honorable John Yule, Speaker of the Assembly :

DEAR SIR :—The Central Pacific Railroad Company respectfully tender to you, and through you to the Assembly and its officers, an invitation to make an excursion to Colfax, on Thursday, the twenty-first instant, which will afford an opportunity to inspect the granite quarries of the State, and such other places of interest along the road as shall be desirable. Cars will leave the depot at nine o'clock and thirty minutes A. M.

Very respectfully, yours, etc ,

LELAND STANFORD,
President Central Pacific Railroad Company.

Mr. Hansbrow offered the following resolution :

Resolved, That the invitation of the Central Pacific Railroad Company this day extended to the House be and the same is hereby accepted.

Adopted.

Senate bill No. 22, an Act to appropriate money to pay the claim of Mrs. N. F. Brown for translating the laws of eighteen hundred and sixty-three and eighteen hundred and sixty-four into the Spanish language—considered in Committee of the Whole.

IN ASSEMBLY.

Reported and recommended, read third time, and passed.

At eleven o'clock and thirty-five minutes A. M., on motion of Mr. Sherwood, the House adjourned.

IN ASSEMBLY.

HOUSE OF ASSEMBLY, }
Wednesday, December 20th, 1865. }

House met pursuant to adjournment.

Speaker in the Chair.

Roll called.

Quorum present.

Mr. Kidder had leave of absence for one day.

Prayer by the Chaplain.

Journal of yesterday read and approved.

REPORTS.

Mr. Brown of Contra Costa, Chairman of the Judiciary Committee, made the following report :

MR. SPEAKER :—The Judiciary Committee, to whom was referred Assembly concurrent resolution No. 7, having had the same under con-

sideration, report the same back to the House with the amendment attached thereto, and recommend its passage.

BROWN, Chairman.

Mr. Chamberlain, Chairman of the Committee on Federal Relations, made the following report:

Mr. SPEAKER:—The Committee on Federal Relations, to whom was referred Assembly resolutions relating to the Panama riot, having had the same under consideration, report the same back, with an amendment making them concurrent resolutions, and recommend their passage.

CHAMBERLAIN, Chairman.

Mr. Wilson, Chairman of the Committee on Engrossment, made the following report:

Mr. SPEAKER:—Your Committee on Engrossment have examined, and found correctly engrossed, substitute for Assembly bill No. 19, an Act to amend an Act entitled an Act for the better protection of the agricultural interests in certain counties in this State, and the more effectual prevention of the trespassing of animals upon private property, approved March fifteenth, eighteen hundred and sixty-four.

WILSON, Chairman.

Mr. Wiggin made the following report:

Mr. SPEAKER:—The San Francisco delegation, to whom was referred Assembly bill No. 41, an Act to change the name of the Pacific Accumulation Loan Company to Pacific Bank, and authorize them to purchase certain real estate, have had the same under consideration, and beg leave to report the bill back with amendments, and recommend that it pass as amended.

WIGGIN, for Delegation.

RESOLUTIONS.

Mr. Wiggin offered the following resolution:

Resolved, By the Assembly, the Senate concurring, that one additional member be appointed from the House on the committee appointed to investigate the affairs of the Insane Asylum.

Adopted.

Mr. Anthony offered the following resolution:

Resolved, That forty dollars be allowed John Helmsley for services rendered the Sergeant-at-Arms, in the absence of the ex-Sergeant-at-Arms, during the organization of this House, payable out of the Contingent Fund of the Assembly.

Adopted.

Mr. Wilcox offered the following resolution:

Resolved, That the Committee on Ways and Means be requested to report a bill changing the revenue laws of this State so as to allow the

Sheriff of any county, in the case of judgment for delinquent taxes, to entertain bids for a less sum than the judgment; and also to authorize the Sheriff, in such cases as the interest of the State may require, to sell real estate in lots less than the whole amount.

Adopted.

Mr. Dornin, from the Committee on Enrolment, made the following report:

MR. SPEAKER:—The Committee on Enrolment have examined, and found correctly enrolled, Assembly joint resolution No. 1, providing for a ratification of the amendment to the Constitution of the United States.

And this day, at eleven o'clock and ten minutes A. M., presented the same to the Governor for his approval.

DORNIN, for Committee.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

SENATE CHAMBER,
December 20th, 1865. }

MR. SPEAKER:—The Senate, on yesterday, passed Assembly bill No. 23, an Act changing the time for holding the County and Probate Courts in the County of Amador;

Also, passed Senate bill No. 9, an Act to amend an Act entitled an Act granting bounties to the volunteers of this State enlisted in the service of the United States, for issuing bonds to provide funds for the payment of the same, and to levy a tax to pay such bonds, approved April fourth, eighteen hundred and sixty-four;

Also, Senate bill No. 13, an Act concerning County Auditor of Nevada County;

Also, Senate bill No. 16, an Act to repeal an Act entitled an Act to incorporate the Town of Dutch Flat, approved April thirteenth, eighteen hundred and sixty-three.

CHAS. W. GORDON,
Assistant Secretary.

CONSIDERATION OF SENATE MESSAGE.

Senate bill No. 9, above reported, read first and second times, and referred to the Committee on Ways and Means.

Senate bill No. 13, above reported, read first and second times, and ordered on file.

Senate bill No. 16, above reported, read first and second times, and ordered on file.

NOTICES OF BILLS.

Notices of the introduction of bills were given as follows:

By Mr. Singleton, for an Act supplementary and amendatory to an Act entitled an Act concerning partnerships for mining purposes

By Mr. Hawkins, for an Act granting to Justices of the Peace jurisdiction in certain civil cases.

INTRODUCTION OF BILLS.

Bills were introduced as follows :

By Mr. Coghlan, for an Act for the relief of J. B. Cook, County Treasurer of Lake County.

Read first and second times, and referred to the Committee on Claims.

By Mr. Downing, for an Act amendatory of an Act to amend an Act entitled an Act to regulate proceedings in civil cases in Courts of justice in this State, approved March sixteenth, eighteen hundred and sixty-three.

Read first and second times, and referred to the Judiciary Committee.

By Mr. Mace, for an Act to create a Board of Water Commissioners in Fresno and Merced Counties, and to define their powers and duties.

Read first and second times, and referred to the Merced and Fresno delegations, and the usual number of copies ordered printed.

By Mr. Howard, for an Act to authorize the Trustees of the California Art Union to distribute works of art.

Read first and second times, and ordered on file.

By Mr. Goodwin, for an Act to amend an Act entitled an Act to provide for the election of Supervisors in certain counties in this State, approved April fourth, eighteen hundred and sixty-four.

Read first and second times, and referred to the El Dorado, Merced, Plumas, and Lassen delegations.

By Mr. Murch, for an Act to confer upon the District Courts of this State the power to change the names of persons.

Read first and second times, and referred to the Judiciary Committee.

By Mr. Bledsoe, for an Act supplemental to an Act entitled an Act to fund the debt of the County of Sonoma, and to provide for the payment of the same, approved March twentieth, eighteen hundred and sixty.

Read first and second times, and referred to the Judiciary Committee.

By Mr. Hopper, without notice, for an Act to amend an Act, passed April twenty-ninth, eighteen hundred and fifty-one, entitled an Act to regulate proceedings in civil cases in the Courts of justice of this State.

Read first and second times, and referred to the Judiciary Committee, and the usual number of copies ordered printed.

By Mr. Long, without notice, for an Act to amend the Act of April twenty-eighth, eighteen hundred and fifty-seven, entitled an Act to regulate fees in office in certain counties in this State.

Read first and second times, and referred to the Judiciary Committee.

GENERAL FILE.

Assembly bill No 38, an Act to abolish the Board of Commissioners of the Funded Debt of the City of San José—rules suspended, considered engrossed, read third time, and passed.

Assembly bill No. 53, an Act amendatory of an Act approved March twenty-eighth, eighteen hundred and sixty-four, entitled an Act to exempt firemen from militia and jury duty, passed March twenty-fifth, eighteen hundred and fifty-three—amended, and ordered engrossed.

Assembly bill No. 55, an Act amendatory of and supplementary to an Act entitled an Act for the protection of game, approved May thirteenth, eighteen hundred and fifty-four, and April seventeenth, eighteen hundred and sixty-one—referred to the Committee on Agriculture.

Assembly concurrent resolution No. 19, in relation to adjournment

from December twenty-third, eighteen hundred and sixty-five, to January third, eighteen hundred and sixty-six.

Messrs. Bowman, Hill, and Lemon, demanded the previous question, which was sustained, by the following vote:

AYES—Messrs. Anthony, Ayer, Bosquit, Bowman, Brown of Contra Costa, Bugbee, Chappell, Clayton, Coghlan, Collier, Corey, Dorr, Dornin, Downing, Dwyer, Frink, Goodall, Goodwin, Hamlin, Hansbrow, Hatch, Hawkins, Hill, Hoag, Hogle, Holden, Hollister, Hopper, Howard, Hunt of Sacramento, Huestis, Hearst, Ireland, Kurtz, Lee, Leech, Lemon, Lupton, Maholmb, McClelland, Meredith, Olds, Parrish, Pattison, Peterson, Sawyer, Sexton, Sherwood, Singleton, Smith of Butte, Smith of El Dorado, Wiggin, Wilcox, Wilson, and Mr. Speaker—55.

NOES—Messrs. Batchelder, Bledsoe, Brown of Tulare, Campbell, Chamberlain, Chase, Dutton, Eagar, Greene, Hunt of Santa Clara, Long, Luttrell, Mace, Murch, Perrin, Reed, Satterwhite, Steele, Stewart, Taylor, Tilden, and Zuck—22.

On the adoption of the resolution, Messrs. Chamberlain, Clayton, and Satterwhite, demanded the ayes and noes, and the roll was called, with the following result:

AYES—Messrs. Anthony, Ayer, Bosquit, Bowman, Brown of Contra Costa, Bugbee, Clayton, Coghlan, Collier, Corey, Dorr, Dornin, Downing, Dutton, Dwyer, Eagar, Frink, Goodall, Goodwin, Hamlin, Hansbrow, Hatch, Hawkins, Hill, Hoag, Hogle, Hollister, Hopper, Howard, Hunt of Sacramento, Huestis, Hearst, Ireland, Kurtz, Lee, Leech, Lemon, Lupton, Maholmb, McClelland, Olds, Pattison, Sawyer, Sexton, Sherwood, Singleton, Smith of Butte, Wiggin, Wilcox, Wilson, and Mr. Speaker—51.

NOES—Messrs. Batchelder, Bledsoe, Brown of Tulare, Campbell, Chamberlain, Chappell, Chase, Greene, Holden, Hunt of Santa Clara, Long, Luttrell, Mace, Meredith, Murch, Parrish, Perrin, Reed, Satterwhite, Smith of El Dorado, Steele, Stewart, Taylor, Tilden, and Zuck—25.

On motion of Mr. Holden, the vote whereby Assembly bill No. 38, above reported, was passed, was reconsidered, and the bill recommitted.

Mr. Downing introduced a concurrent resolution in relation to covering I and Seventh streets with tan bark.

Ordered on file.

On motion of Mr. Wiggin, Assembly bill No. 41, an Act to change the name of the Pacific Accumulation Loan Company, and authorize it to purchase certain real estate, was taken up, amendments adopted, and recommitted.

Mr. Hansbrow made the following report:

MR. SPEAKER:—The Sacramento delegation, to whom was referred Assembly bill No. 45, an Act concerning the powers of the Board of Trustees of the City of Sacramento, would respectfully report the bill back to the Assembly, and recommend its passage.

HANSBROW, for Delegation.

Mr. Hansbrow moved to suspend the rules, and consider engrossed Assembly bill No. 45, above reported.

Lost.

On motion of Mr. Hansbrow, the bill was ordered engrossed.

On motion of Mr. Zuck, at twelve o'clock and fifty minutes p. m., the House adjourned till Friday.

IN ASSEMBLY.

HOUSE OF ASSEMBLY,
Friday, December 22d, 1865. }

House met pursuant to adjournment.

Speaker in the Chair.

Roll called.

Quorum present.

Prayer by the Chaplain.

Messrs. Bledsoe, Hoag, Downing, Hearst, Sexton, Reed, and Ward had leave of absence; and Messrs. Hogle and Perrin had leave of absence for two days.

Journal of Wednesday last read and approved.

REPORTS.

Mr. Chamberlain, Chairman of the Committee on Federal Relations, made the following report:

MR. SPEAKER:—The Committee on Federal Relations, having had under consideration Assembly concurrent resolution No. 17, report the same back, and recommend its passage;

They have also had under consideration Assembly concurrent resolution No. 13, and report the same back with an amendment, and recommend that it pass as amended.

CHAMBERLAIN, Chairman.

Mr. Eagar, Chairman of the Committee on Ways and Means, made the following report:

MR. SPEAKER:—The Committee on Ways and Means, to whom was referred Senate bill No. 9, an Act to amend an Act entitled an Act granting bounties to volunteers of this State enlisted in the service of the United States, for issuing bonds to provide funds for the payment of the same, and to levy a tax to pay such bonds, approved April fourth, eighteen hundred and sixty-four, have had the same under consideration, and report it back, and recommend its passage.

EAGAR, Chairman.

Mr. Wilson, Chairmain of the Committee on Engrossment, made the following report:

MR. SPEAKER:—Your Committee on Engrossment have examined, and found correctly engrossed, Assembly bill No. 45, an Act concerning the powers of the Board of Trustees of Sacramento;

Also, Assembly bill No. 53, an Act amendatory of an Act, approved

March twenty-eighth, eighteen hundred and sixty-four, entitled an Act supplementary to an Act entitled an Act to exempt firemen from militia and jury duty, passed March twenty-fifth, eighteen hundred and fifty-three.

WILSON, Chairman.

Mr. Corey, Chairman of the Committee on Enrolment, made the following report:

Mr. SPEAKER:—The Committee on Enrolment have examined, and found correctly enrolled, Assembly bill No. 14, an Act to change the name of Thomas Nelson to Lars Peterson;

Also, Assembly bill No. 15, an Act to change the names of Minnie Rice and George F. Rice to Minnie Fox and George Bent Fox;

Also, Assembly bill No. 7, an Act fixing the time of holding the County Court in the County of Mono.

And on Wednesday, the twentieth day of December, eighteen hundred and sixty-five, presented the same to the Governor for his approval

Also, have examined, and found correctly enrolled, Assembly concurrent resolution No. 14, providing for the printing of one thousand nine hundred and twenty copies of the report of the Surveyor-General for the year eighteen hundred and sixty-four, with the report for the year eighteen hundred and sixty-five, in one volume.

And on Wednesday, the twentieth day of December, eighteen hundred and sixty-five, delivered the same to the Secretary of State.

COREY, Chairman.

Mr. Wiggin made the following report:

Mr. SPEAKER:—The San Francisco delegation, to whom was referred Assembly bill No. 41, an Act to change the name of the Pacific Accumulation Loan Company, and authorize them to purchase certain real estate, have had the same under consideration, and report the bill back, with the recommendation that it pass.

WIGGIN, for Delegation.

Mr. Corey made the following report:

Mr. SPEAKER:—The Santa Clara delegation, to whom was re-committed Assembly bill No. 38, an Act to abolish the Board of Commissioners of the Funded Debt of the City of San José, have carefully examined the same, and report it back with amendments, and recommend its passage as amended.

COREY, for Delegation.

RESOLUTIONS.

Mr. Smith of Butte offered a resolution relating to the public schools of this State.

Referred to the Committee on Ways and Means.

Mr. Brown of Contra Costa offered a concurrent resolution relating to private land claims in this State

Referred to the Committee on Federal Relations.

Mr. Hansbrow offered the following resolution:

Resolved, That the Journal Clerk of this House be and is hereby authorized to appoint an assistant, at the same per diem allowed to Copying Clerks, whenever he may deem said assistant necessary for the performance of his duties.

Laid on the table.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

SENATE CHAMBER,
December 22d, 1865. }

Mr. SPEAKER:—The Senate, on Wednesday, passed Assembly bill No. 5, an Act to change the name of Samuel Snapper to that of Samuel Douglass Bond;

Also, Assembly bill No. 6, an Act to fix the salary of the County Judge and District Attorney of Mono County;

Also, Assembly bill No. 8, an Act to exempt active and exempt firemen from jury duty in the City of Marysville;

Also, Assembly bill No. 18, an Act to authorize Elihu Anthony, and F. A. Hihn, and others, to lay down and maintain water pipes in the streets of the Town of Santa Cruz;

Also, Assembly bill No. 26, an Act to provide for the time of holding the County Court and Probate Court of the County of Contra Costa;

Also, Assembly bill No. 28, an Act more clearly defining the manner of paying the salary of the County Judge of Los Angeles County;

Also, Assembly bill No. 37, an Act to authorize the Supervisors of Humboldt County to levy an additional tax for road purposes;

The Senate also concurred in Assembly concurrent resolution No. 19, relating to adjournment from December twenty-third, eighteen hundred and sixty-five, to January third, eighteen hundred and sixty-six;

Also, concurred in Assembly concurrent resolution No. 12, relating to raising American flag over Capitol during session, with an amendment, and ask the concurrence of the Assembly in the amendment;

Also, adopted Senate concurrent resolution No. 10, in reference to the public lands donated to the Central Pacific Railroad Company.

CHAS. W. GORDON,
Assistant Secretary.

CONSIDERATION OF SENATE MESSAGE.

Senate amendment to Assembly concurrent resolution No. 12, above reported, was concurred in.

Mr. Hansbrow moved to refer Senate concurrent resolution No. 10, above reported, to the Committee on Federal Relations.

Mr. Holden moved to amend, by substituting Committee on Public Lands.

Mr. Lee moved to substitute the Judiciary Committee.

Messrs. Hunt of Santa Clara, Singleton, and Anthony, demanded the previous question.

Sustained.

The resolution was referred to the Judiciary Committee, with instructions to report to-morrow.

Mr. Chappell made the following report:

Mr. SPEAKER:—The joint committee to whom was referred Assembly bill No. 50, an Act to facilitate the settlement of the differences between the United States and this State in relation to the several grants of land made by Congress, and to protect the purchasers of the State in their titles, have given the bill a careful consideration, and beg leave to report the same back with amendment, and unanimously recommend its passage as amended.

CHAPPELL, Chairman.

MESSAGE FROM THE SENATE.

The following message was received from the Senate :

SENATE CHAMBER,
December 22d, 1865. }

Mr. SPEAKER:—The Senate, on this twenty-second day of December, eighteen hundred and sixty-five, passed Senate bill No. 38, an Act concerning assessment rolls and other official proceedings to raise revenue for the support of the government of this State, and to provide for the amendment of omissions, errors, and defects therein.

CHAS. W. GORDON,
Assistant Secretary.

Senate bill No. 38, above reported, was read the first and second times, and referred to the Judiciary Committee, with instructions to report to-morrow.

NOTICES OF BILLS.

Notices of the introduction of bills were given as follows :

By Mr. Chappell, for an Act to abolish the office of Tax Collector in the County of Shasta ;

Also, a bill to consolidate the offices of County Clerk, County Recorder, and County Auditor, and to salary said Clerk.

By Mr. Heustis, for an Act to change some features of the school law. At twelve o'clock and twenty-five minutes p. m., Mr. Pattison moved to adjourn.

Lost.

INTRODUCTION OF BILLS.

Bills were introduced as follows :

By Mr. Coghlan, for an Act amendatory of and supplementary to an Act entitled an Act to tax foreign insurance companies doing business in this State, approved April fifteenth, eighteen hundred and sixty-two.

Read first and second times, and referred to the Committee on Corporations, and usual number of copies ordered printed.

By Mr. Wiggin, for an Act to confer further powers upon the Board of Supervisors of the City and County of San Francisco.

Read first and second times, and ordered on file

By Mr. Kidder, without notice, for an Act empowering railroad companies to employ police force.

Read first and second times, and referred to the Committee on Corporations.

By Mr. Satterwhite, without notice, for an Act to amend an Act enti-

tled an Act to fund the debt of San Bernardino County, approved February twenty-sixth, eighteen hundred and fifty-nine.

Read first and second times, and ordered on file.

By Mr. Holden, without notice, for an Act to provide for the collection of the revenue in and for the County of Mendocino.

Read first and second times, and referred to the Committee on Ways and Means.

Also, for an Act for the relief of purchasers of swamp land within the limits of the Tulare Canal grant.

Read first and second times, and ordered on file.

GENERAL FILE.

Assembly bill No. 19, an Act to amend an Act entitled an Act for the better protection of the agricultural interests in certain counties in this State, and the more effectual prevention of the trespassing of animals on private property, approved March fifteenth, eighteen hundred and sixty-four—read third time, and passed.

Assembly bill No. 58, an Act to authorise the Trustees of the California Art Union to distribute works of art—read third time, and passed.

Senate bill No. 13, an Act concerning the office of County Auditor of Nevada County—read third time, and passed.

Senate bill No. 16, an Act to repeal an Act entitled an Act to incorporate the Town of Dutch Flat, approved April thirteenth, eighteen hundred and sixty-three—read third time, and passed.

Assembly concurrent resolution No. 7, granting leave of absence to John W. Ackerson, County Treasurer of San Mateo County—the House concurred in Senate amendment.

Assembly concurrent resolution No. 21, relating to the claims of citizens of the United States who met with losses in what is known as the "Panama Riot"—title amended, and adopted.

Assembly concurrent resolution No. 23, in relation to covering I and Seventh streets with tan bark—amended.

On the adoption of the resolution, the ayes and noes were demanded, by Messrs. Coghlan, Smith of Butte, and Zuck, and the House refused, by the following vote:

AYES—Messrs. Luttrell, McClelland, Murch, Sherwood, Smith of Butte, Tilden, and Wilcox—7.

NOES—Messrs. Anthony, Ayer, Batchelder, Bowman, Brown of Contra Costa, Brown of Tulare, Bugbee, Campbell, Chamberlain, Chappell, Clayton, Coghlan, Collier, Dornin, Dutton, Dwyer, Goodall, Goodwin, Hamlin, Hatch, Hawkins, Holden, Hopper, Howard, Hunt of Santa Clara, Huestis, Ireland, Kurtz, Lee, Leech, Lemon, Long, Lupton, Mace, Meredith, Olds, Parrish, Peterson, Singleton, Steele, Stewart, Taylor, Wiggin, Zuck, and Mr. Speaker—45.

On motion of Mr. Wiggin, Assembly bill No. 41, an Act to change the name of the Pacific Accumulation Loan Company, and authorize it to purchase certain real estate, taken up, read third time, and passed.

On motion of Mr. Hunt of Santa Clara, Assembly bill No. 38, an Act to abolish the Board of Commissioners of the Funded Debt of the City of San José, was taken up, and ordered engrossed.

On motion of Mr. Holden, the vote upon its engrossment was reconsidered, and the bill was amended, and ordered engrossed.

MESSAGE FROM THE GOVERNOR.

The following message was received from the Governor:

STATE OF CALIFORNIA, EXECUTIVE DEPARTMENT, }
Sacramento, December 22d, 1865. }

To the Assembly of the State of California:

I have to inform your honorable body that I have approved a joint resolution providing for a ratification of the amendment to the Constitution of the United States;

Also, Assembly bill No. 7, an Act fixing the term of holding the County Court in the County of Mono;

Also, Assembly bill No. 14, an Act to change the name of Thomas Nelson to Lars Peterson;

Also, Assembly bill No. 15, an Act to change the name of Minnie Rice and George F. Rice, to Minnie Fox and George B. Fox.

FRED'K F. LOW,
Governor.

At twelve o'clock and fifty-five minutes P. M., on motion of Mr. Batchelder, the House adjourned.

IN ASSEMBLY.

HOUSE OF ASSEMBLY,
Saturday, December 23d, 1865. }

House met pursuant to adjournment.

Speaker in the Chair.

Roll called.

Quorum present.

Prayer by the Chaplain.

Messrs. Coroy, Dorr, Frink, Chase, Olds, Wilson, and all absentees, were granted leave of absence for one day.

Journal of yesterday read and approved.

REPORTS.

Mr. Brown of Contra Costa, Chairman of the Judiciary Committee, made the following report:

MR. SPEAKER:—The Judiciary Committee, to whom was referred Senate bill No. 38, an Act concerning assessment rolls and other official proceedings to raise revenue for the support of the government of this State, and to provide for the amendment of omissions, errors, and defects therein, having had the same under consideration, respectfully report the same back to the Assembly, and recommend its passage.

BROWN, Chairman.

On motion of Mr. Lupton, the rules were suspended, and Senate bill No. 38, above reported, was read third time, and passed.

Mr. Brown of Contra Costa, Chairman of the Judiciary Committee, made the following report :

MR. SPEAKER :—The Judiciary Committee of the Assembly, to whom was referred Senate concurrent resolution No. 10, in reference to the public lands donated to the Central Pacific Railroad Company, having had the same under consideration, respectfully report the same back to the Assembly without recommendation.

BROWN, Chairman,
 AYER,
 GREENE,
 LUPTON,
 LEE,
 LONG,
 LUTTRELL.

Mr. Hopper, from the Judiciary Committee, made the following minority report :

MR. SPEAKER :—We, the undersigned, members of the Judiciary Committee, having had under consideration Senate concurrent resolution No. 10, report the same back and recommend its passage, as a report of the minority of said committee.

HOPPER,
 GOODWIN,
 SMITH of El Dorado.

On motion of Mr. Chamberlain, the rules were suspended, including Rule 59, in order to take up and consider Senate concurrent resolution No. 10, above reported.

Mr. Long moved to recommit the resolution, with instructions to report at as early a day as possible.

Messrs. Chamberlain, Howard, and Pattison demanded the previous question.

Sustained.

The House refused to recommit.

On the adoption of the resolution, Messrs Chamberlain, Leech, and Bugbee, demanded the ayes and noes, and the resolution was adopted, by the following vote, the House having refused to excuse Mr. Long from voting.

AYES—Messrs. Anthony, Ayer, Batchelder, Bosquit, Bowman, Bugbee, Campbell, Chamberlain, Clayton, Coghlan, Collier, Dornin, Dutton, Dwyer, Eager, Goodwin, Greene, Hamlin, Hansbrow, Hatch, Hawkins, Hill, Holden, Hollister, Hopper, Howard, Hunt of Sacramento, Hunt of Santa Clara, Ireland, Kurtz, Leech, Lemon, Long, Luttrell, Mace, Maholmb, McClelland, Meredith, Murch, Parrish, Pattison, Peterson, Satterwhite, Sawyer, Sexton, Singleton, Smith of Butte, Steele, Stewart, Taylor, Wiggin, Wilcox, Zuck, Mr. Speaker—54.

NOES—Messrs. Brown of Tulare, Lee, and Lupton—3.

At twelve o'clock and ten minutes P. M., Mr. Hopper moved to adjourn.

Upon which, Messrs. Wilcox, Hansbrow, and Maholmb, demanded the ayes and noes, which were taken, with the following result:

AYES—Messrs. Anthony, Batchelder, Bosquit, Bugbee, Campbell, Chamberlain, Clayton, Dornin, Dutton, Dwyer, Goodwin, Hamlin, Hatch, Hawkins, Hollister, Hopper, Howard, Hunt of Santa Clara, Ireland, Kurtz, Lee, Leech, Luttrell, Murch, Parrish, Pattison, Peterson, Satterwhite, Sexton, Singleton, Smith of Butte, Steele, Stewart, Taylor, Wiggin, and Mr. Speaker—36.

NOES—Messrs. Ayer, Bowman, Brown of Tulare, Coghlan, Collier, Eagar, Goodall, Greene, Hansbrow, Hill, Holden, Hunt of Sacramento, Lemon, Long, Lupton, Mace, Maholmb, McClelland, Meredith, Sawyer, Wilcox, and Zuck—22.

And so, at twelve o'clock and fifteen minutes p. m., the House adjourned to January third, eighteen hundred and sixty-six.

IN ASSEMBLY.

HOUSE OF ASSEMBLY,
Wednesday, January 3d, 1866. }

House met pursuant to adjournment.

Speaker in the Chair.

Roll called.

Quorum present.

Prayer by the Chaplain.

Messrs. Greene and Hearst had leave of absence for one day, Messrs. Long, Ireland, and Corey for two days, and Messrs. Lupton and Frink had indefinite leave of absence.

Journal of Saturday, December twenty-third, eighteen hundred and sixty-five, read and approved.

Mr. Dutton presented a petition from the Roman Catholic Orphan Asylum, of San Francisco, for an appropriation.

Referred to the Committee on Ways and Means.

REPORTS.

Mr. Howard, Chairman of the Committee on Public Lands, presented the following report:

MR. SPEAKER :—The Committee on Public Lands, to whom was referred Assembly joint resolution No. 3, relating to sales of public lands of this State, beg leave to represent that they have carefully considered these resolutions, and find that in them is embodied one of the most important questions connected with our State policy, and, in the present condition of titles, seriously affecting the honor and prosperity of the State.

Under the various Acts providing for the selection and sale of lands donated by Congress to this State there have been purchased about one million five hundred thousand acres, by above seventy-five hundred individuals, who have paid into the State Treasury on account about one

million two hundred thousand dollars, not including the large sums that have been paid in taxes upon these lands, which the labor and industry of the purchasers have rendered among the most valuable properties in the State. And although fifteen years have elapsed since the swamp lands were granted, and thirteen years since the State commenced to select school lands, not an acre has been patented to the State.

It appears from the official reports upon this subject that the Commissioner of the General Land Office has decided that many of these selections have been improperly made, and has further decided that the State had no right to select and sell lands in lieu of the sixteenth and thirty-sixth sections covered by grants, as is provided in the State laws; and in consequence of these and other decisions, the State finds herself in an embarrassing position towards all those who have in good faith proceeded under the laws of the State to purchase these lands, and have continued to make their payments under promise of title.

The settlement of all questions affecting title to lands will stimulate owners in developing their resources, encourage new purchasers, increase taxable property and its valuation, and render our population more stable. We believe it the sacred duty of the State to do all in her power to adjust the differences with the General Government.

With the following amendments, viz: by inserting at the top of the second page as printed, the words "or an Act embodying the same principles, and such other legislation as may be necessary to carry the same into effect," and also in section three, first line, by erasing the words "proper authorities" and inserting in their stead "Register of the State Land Office," we do earnestly recommend the adoption of the resolutions as amended.

HOWARD, Chairman.

Mr. Dornin, from the Committee on Enrolment, made the following report:

MR. SPEAKER:—The Committee on Enrolment have examined, and found correctly enrolled, Assembly bill No. 37, an Act to authorize the Supervisors of Humboldt County to levy an additional tax for road purposes;

Also, Assembly bill No. 6, an Act to fix the salary of the County Judge and District Attorney of Mono County;

Also, Assembly bill No. 8, an Act to exempt active and exempt firemen from jury duty in the City of Marysville;

Also, Assembly bill No. 18, an Act to authorize Elihu Anthony and F. A. Hihn, and others, to lay down and maintain water pipes in the streets of the Town of Santa Cruz;

Also, Assembly bill No. 26, an Act to provide for the time of holding the County Court and Probate Court of the County of Contra Costa;

Also, Assembly bill No. 23, an Act changing the time for holding the County and Probate Courts in the County of Amador.

And, on the twenty-third day of December, A. D. eighteen hundred and sixty-five, at two o'clock and twenty-five minutes P. M., presented the same to the Governor for his approval.

DORNIN, for Committee.

MESSAGES FROM THE SENATE.

The following messages were received from the Senate :

SENATE CHAMBER,
December 23d, 1865. }

MR. SPEAKER :—The Senate, on yesterday, passed Assembly bill No. 13, an Act to change the name of Taylor Logan, with amendment, and ask concurrence of the Assembly in the amendment ;

Also, Assembly bill No. 30, an Act to provide for the maintenance of the indigent sick of Klamath County ;

Also, refused to concur in Assembly concurrent resolution No. 22, in relation to Committee of Investigation of Insane Asylum ;

Also, passed Senate bill No. 15, an Act supplementary to an Act entitled an Act concerning corporations, passed April twenty-second, eighteen hundred and fifty ;

Also, passed Senate bill No. 17, an Act concerning the County Clerk of Del Norte County.

CHAS. W. GORDON,
Assistant Secretary.

SENATE CHAMBER,
December 23d, 1865 }

MR. SPEAKER :—I am instructed to inform the Assembly that the Honorable Mr. Kutz having resigned as a member of the joint committee appointed to investigate the affairs of the State Insane Asylum, the President of the Senate has appointed the Honorable Mr. Smith in his place.

The Senate, on the twenty-second instant, passed Assembly bill No. 12, an Act to change the time of holding the District Court of the Seventh Judicial District, in and for the Counties of Marin, Lake, and Mendocino.

CHAS. W. GORDON,
Assistant Secretary.

CONSIDERATION OF SENATE MESSAGES.

Senate bill No. 15, above reported, read first and second times, and referred to the Committee on Corporations.

Senate bill No. 17, above reported, read first and second times, and ordered on file.

Senate amendment to Assembly bill No. 13, above reported, concurred in.

NOTICES OF BILLS.

Notices of the introduction of bills were given as follows :

By Mr. Luttrell, for an Act to authorize the Controller of State to issue duplicate warrant to August Steurer ;

By Mr. Peterson, for an Act to amend an Act to incorporate the City of Los Angeles, approved May first, eighteen hundred and fifty-two ;

By Mr. Wiggin, for an Act concerning the City and County of San Francisco, and to ratify and confirm certain proceedings and resolutions of the Board of Supervisors of said city and county, and also to ratify and confirm certain proceedings of the County Court of said city and county thereon, and for other purposes.

By Mr. Taylor, for an Act concerning the offices of Sheriff, County Clerk, County Treasurer, County Recorder, and District Attorney, and fixing their compensation, for the County of El Dorado.

INTRODUCTION OF BILLS.

Bills were introduced as follows:

By Mr. Brown of Contra Costa, for an Act to amend an Act entitled an Act to provide for the establishment, maintenance, and protection of public and private roads, approved May sixteenth, eighteen hundred and sixty-one.

Read first and second times, and referred to the Committee on Roads and Highways.

By Mr. Singleton, for an Act to provide for the care of the indigent sick of the County of Sierra.

Read first and second times, and referred to the Judiciary Committee.

By Mr. Dutton, without notice, for an Act, to change the name of William Vaughan to William V. Lanfar.

Read first and second times, and ordered on file.

GENERAL FILE.

Assembly bill No. 45, an Act concerning the powers of the Board of Trustees of the City of Sacramento—read third time, and passed.

Assembly bill No. 53, an Act amendatory of an Act, approved March twenty-eighth, eighteen hundred and sixty-four, entitled an Act supplementary to an Act entitled an Act to exempt firemen from military and jury duty, passed March twenty-fifth, eighteen hundred and fifty-three—read third time, and passed.

Assembly bill No. 50, an Act to facilitate the adjustment of the differences between the United States and the State in relation to the several grants of land made by Congress, and to protect the purchasers of the State in their titles—considered in Committee of the Whole.

IN ASSEMBLY.

Reported with amendments, and the indefinite postponement of the bill recommended.

On motion of Mr. Chappell the bill was made the special order for Friday next, at twelve o'clock, and the usual number of copies ordered printed.

Assembly bill No. 66, an Act to amend an Act entitled an Act to fund the debt of San Bernardino County, approved February twenty-sixth, eighteen hundred and fifty-nine—ordered engrossed.

Assembly bill No. 67, an Act for the relief of purchasers of swamp land within the limits of the Tulare Canal grant—referred to the Committee on Swamp and Overflowed Lands.

Assembly bill No. 69, an Act to confer further powers upon the Board of Supervisors of the City and County of San Francisco—on motion of Mr. Wiggin, the rules were suspended, and the bill considered engrossed, read third time, and passed.

Senate bill No. 9, an Act to amend an Act entitled an Act granting bounties to the volunteers of this State enlisted in the service of the United States, for issuing bonds to provide funds for the payment of the

same, and to levy a tax to pay such bonds, approved April fourth, eighteen hundred and sixty-four—read third time, and passed.

Assembly concurrent resolution No. 13, relative to establishing tri-weekly mail from Chico to Susanville—amended, and ordered on file.

Assembly concurrent resolution No. 17, relative to a weekly mail from Shasta City to Yreka, and the establishment of post offices—adopted.

MESSAGE FROM THE GOVERNOR.

The following message was received from the Governor :

STATE OF CALIFORNIA, EXECUTIVE DEPARTMENT, }
Sacramento, January 3d, 1866. }

To the Assembly of the State of California :

I have to inform your honorable body that, on the twenty-seventh day of December, eighteen hundred and sixty-five, I approved Assembly bill No. 26, an Act to provide for the time of holding the County Court and Probate Court of the County of Contra Costa, and to authorize special terms of the County Court to be holden in certain cases ;

Also, Assembly bill No. 8, an Act to exempt active and exempt firemen from jury duty in the City of Marysville ;

Also, Assembly bill No. 37, an Act to authorize the Supervisors of Humboldt County to levy an additional tax for road purposes ;

Also, Assembly bill No. 18, an Act to authorize Elhu Anthony and F. A. Hihn, and others, to lay down and maintain water pipes in the streets of the Town of Santa Cruz ;

Also, Assembly bill No. 23, an Act changing the time for holding the County and Probate Courts in the County of Amador ;

Also, Assembly bill No. 6, an Act to fix the salary of the County Judge and District Attorney of Mono County, and to provide for the payment of the same.

In this connection, I desire to say that my approval was given to Assembly bill No. 6 with considerable reluctance, believing it to be of doubtful constitutionality. Even though constitutional, such legislation is of questionable propriety, to say the least.

To change the compensation of public officers, whether judicial or executive, after they are elected, is wrong in principle, and it should not be done unless an exceptional case be presented where peculiar reasons exist, as in the one under consideration ; even then, it seems to me doubtful if such a policy should be inaugurated. If an officer's salary may be reduced during his term of service, that of others may be increased with equal justice ; and when the precedent is once established, it may be difficult to fix a limit to legislation of this character.

The compensation attached to an office is a part of an equitable contract between the person elected to fill it and the State, county, or district which he is elected to serve, and it should neither be increased or diminished during his term, except for extraordinary reasons. If it be found desirable to modify or change the compensation of officers, good faith would seem to indicate that such Acts should be made to take effect at the expiration of the term for which the incumbent may be elected.

FRED'K F. LOW,
Governor.

At twelve o'clock and fifty minutes P. M., on motion of Mr. Bowman, the House adjourned.

IN ASSEMBLY.

HOUSE OF ASSEMBLY,
Thursday, January 4th, 1866. }

House met pursuant to adjournment.

Speaker in the Chair.

Roll called.

Quorum present.

Mr. Brown of Contra Costa had indefinite leave of absence.

Prayer by the Chaplain.

Journal of yesterday read and approved.

The Speaker announced Messrs. Anthony and Ward as additional members to the Committee on Enrolment.

Mr. Huestis was excused from serving as Chairman of the Committee on Public Morals.

PETITIONS.

Mr. Murch presented a petition for a registry law, from citizens of Sawyer's Bar.

Referred to the Judiciary Committee.

Mr. Holden presented a petition for a charter to build a bridge across the Noyo River.

Laid on the table.

REPORTS.

Mr. Wilson, Chairman of the Committee on Engrossment, made the following report:

MR. SPEAKER:—Your Committee on Engrossment have examined, and found correctly engrossed, Assembly bill No. 66, an Act to amend an Act entitled an Act to fund the debt of San Bernardino County, approved February twenty-sixth, eighteen hundred and fifty-nine;

Also, Assembly bill No. 69, an Act to confer further powers upon the Board of Supervisors of the City and County of San Francisco.

WILSON, Chairman.

Mr. Hogle made the following report:

MR. SPEAKER:—Your committee, to whom was referred Assembly bill No. 48, after carefully considering the same, beg leave to report the same back and recommend its passage.

HOGLE, for Committee.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

SENATE CHAMBER,
January 3d, 1866 }

MR. SPEAKER:—The Senate, on this day, passed Senate bill No. 27, an Act granting leave of absence from the State to Robert E Gardiner, County Clerk of Tuolumne County;

Also, passed Senate bill No. 64, an Act extending the time for the collection of State and county taxes in the County of San Luis Obispo for the year A. D. eighteen hundred and sixty-five.

SELKIRK,
Assistant Clerk.

CONSIDERATION OF SENATE MESSAGE.

Senate bill No. 27, above reported, read first and second times, and referred to the Judiciary Committee.

Senate bill No. 64, above reported, read first and second times, rules suspended, read third time, and passed.

NOTICES OF BILLS.

Notices of the introduction of bills were given as follows:

By Mr. Sawyer, for an Act to change the time for holding congressional elections.

By Mr. Pattison, for an Act authorizing the Boards of Supervisors of Nevada and Placer Counties, to appoint Commissioners to examine and report upon the character of lands within the Pacific Railroad grants in those counties, and authorizing the payment for such service.

INTRODUCTION OF BILLS.

Bills were introduced as follows:

By Mr. Satterwhite, without notice, for an Act to authorize the construction of a wagon road in San Bernardino County.

Read first and second times, and ordered on file.

By Mr. Peterson, for an Act to amend an Act entitled an Act supplementary to an Act to incorporate the City of Los Angeles, approved May first, eighteen hundred and fifty-two.

Read first and second times, and ordered on file.

By Mr. Dutton, without notice, for an Act to extend the provisions of an Act entitled an Act to authorize Nathan H. Stinson, his associates, and his and their assigns, to build a wharf at the foot of Solano street, in the City and County of San Francisco, approved April twenty-seventh, eighteen hundred and sixty-three.

Read first and second times, and referred to the Committee on Commerce.

By Mr. Luttrell, for an Act to authorize the Controller of State to issue duplicate warrant to August Steurer.

Read first and second times, and referred to the Committee on Claims.

By Mr. Lupton, without notice, for an Act to amend an Act entitled an Act to provide for the prevention of conflagrations, and the protection of property saved from fire, in the City and County of San Francisco, approved April first, eighteen hundred and sixty-four.

Read first and second times, and referred to the San Francisco delegation.

By Mr. Lemon, for an Act to authorize the Board of Supervisors of Solano County to levy an additional road tax.

Read first and second times, and ordered on file.

By Mr. Parrish, for an Act to amend an Act to enable the County of Los Angeles to reduce expenses, and pay off its floating debt, approved March twenty-eighth, eighteen hundred and sixty-four.

Read first and second times, and referred to the Los Angeles delegation.

By Mr. Dutton, for an Act to prohibit gaming.

Read first and second times, and referred to the Committee on Public Morals.

By Mr. Coghlan, without notice, for an Act to audit and allow the claim of M. Woods, or his assigns.

Read first and second times, and referred to the Committee on Claims.

By Mr. Holden, without notice, for an Act to authorize H. B. Tichenor and R. G. Byxbee to construct a railroad and railroad wharf in Mendocino County.

Read first and second times, and referred to the Committee on Commerce and Navigation.

Also, for an Act to authorize C. E. Gliddon to construct and maintain a wharf at Punta Arenas, in Mendocino County.

Read first and second times, and referred to the Committee on Commerce and Navigation.

GENERAL FILE.

Assembly bill No. 72, an Act to change the name of William Vaughan to William V. Lanfar—ordered engrossed.

Senate bill No. 17, an Act concerning the County Clerk of Del Norte County—read third time, and passed.

Assembly concurrent resolution No. 13, relative to establishing a tri-weekly mail from Chico to Susanville.

On the adoption of the amendment reported by the committee, Messrs. Tilden, Luttrell, and Eagar, demanded the ayes and noes, and the amendment was lost, by the following vote:

AYES—Messrs. Chamberlain, Coghlan, Collier, Dornin, Dwyer, Goodwin, Hunt of Santa Clara, Leech, Lupton, Pattison, Perrin, Satterwhite, Sexton, Sherwood, Smith of Butte, and Ward—16.

NOES—Messrs. Anthony, Ayer, Batchelder, Bledsoe, Bosquit, Braly, Bugbee, Chase, Clayton, Dorr, Downing, Eagar, Goodall, Greene, Hamlin, Hansbrow, Hatch, Hawkins, Hill, Hoag, Hogle, Holden, Hollister, Hopper, Howard, Hunt of Sacramento, Huestis, Kidder, Lee, Lemon, Luttrell, Maholmb, McClelland, Murch, Olds, Peterson, Reed, Singleton, Smith of El Dorado, Steele, Stewart, Taylor, Tilden, Wilcox, and Mr. Speaker—45.

The resolution was adopted.

At eleven o'clock and fifty-five minutes A. M., on motion of Mr. Ward, the House adjourned.

IN ASSEMBLY.

HOUSE OF ASSEMBLY.

Friday, January 5th, 1866. }

House met pursuant to adjournment.

Speaker in the Chair.

Roll called.

Quorum present.

Mr. Braly had indefinite leave of absence, and the Committee on State Prison had four days' leave of absence.

Prayer by the Chaplain.

REPORTS.

Mr. Wilson, Chairman of the Committee on Engrossment, made the following report :

Mr. SPEAKER :—Your Committee on Engrossment have examined, and found correctly engrossed, Assembly bill No. 41, an Act to change the name of the "Pacific Accumulation Loan Company," and authorize it to purchase certain real estate ;

Also, Assembly bill No. 72, an Act to change the name of William Vaughan to William V. Lanfar.

WILSON, Chairman.

Mr. Corey, Chairman of the Committee on Enrolment, made the following report :

Mr. SPEAKER :—The Committee on Enrolment have examined, and found correctly enrolled, Assembly bill No. 12, an Act to change the time of holding the District Court of the Seventh Judicial District, in and for the Counties of Marin, Lake, and Mendocino ;

Also, Assembly bill No. 30, an Act to provide for the maintenance of the indigent sick of Klamath County ;

And, on the fourth day of January, eighteen hundred and sixty-six, presented the same to the Governor for his approval.

CORY, Chairman.

Mr. Brown of Contra Costa, Chairman of the Judiciary Committee, made the following report :

Mr. SPEAKER :—The Judiciary Committee, to whom was referred Senate bill No. 27, an Act granting leave of absence from the State to Robert E. Gardiner, County Clerk of Tuolumne County, having had the same under consideration, respectfully report the same back to the House, and recommend its passage.

BROWN, Chairman.

On motion of Mr. Lee, the rules were suspended, and Senate bill No. 27, above reported, was read third time, and passed.

Mr. Hansbrow made a report from the Committee on Elections.

[For report, see Appendix.]

Mr. Peterson made the following report :

Mr. SPEAKER :—The Los Angeles delegation, to whom was referred Assembly bill No. 79, an Act to amend an Act entitled an Act to enable the County of Los Angeles to reduce expenses and pay off its floating debt, have had the same under consideration, and beg leave to report the same back, and recommend its passage.

PETERSON,
PARRISH.

Mr. Goodwin made the following report :

Mr. SPEAKER :—The delegations to whom was referred Assembly bill No. 59, an Act to amend an Act entitled an Act to provide for the election of Supervisors in certain counties in this State, approved April fourt h, eighteen hundred and sixty-four, have had the same under consideration,

and report it back with amendment, and recommend its passage as amended.

GOODWIN, for Delegations.

On motion of Mr. Dutton, the usual number of copies were ordered printed of Assembly bill No. 80, an Act to prohibit gaming.

RESOLUTIONS.

Mr. Tilden offered a concurrent resolution relating to the printing of the Insane Asylum report for eighteen hundred and sixty-four.

Adopted.

Mr. Hogle offered the following resolution :

Resolved, That the Committee on State Prison are authorized to employ a Clerk at the per diem allowed by law.

Lost.

Mr. Luttrell offered a joint resolution relative to the Fort Jones Reserve, which was read first and second times, and referred to the Committee on Federal Relations.

MESSAGE FROM THE SENATE.

The following message was received from the Senate :

SENATE CHAMBER,
January 5th, 1866. }

MR. SPEAKER:—The Senate yesterday passed Senate bill No. 2, an Act making appropriations for the payment of the per diem and mileage of Presidential Electors ;

Also, passed Senate bill No. 19, an Act to pay the claim of the Bailiff and Porter of the Supreme Court ;

Also, passed Senate bill No. 30, an Act to appropriate money for the payment of certain claims ;

Also, adopted Senate joint resolution No. 4, granting leave of absence to George Goodman, County Treasurer of Napa County.

CHAS. W. GORDON,
Assistant Secretary.

CONSIDERATION OF SENATE MESSAGE.

Senate bill No 2. above reported, was read first and second times, and referred to the Committee on Claims.

Senate bill No. 19. above reported, was read first and second times, and referred to the Committee on Claims.

Senate bill No. 30, above reported, was read first and second times, and referred to the Committee on Claims.

Senate joint resolution No. 4, above reported, was read first and second times, and ordered on file.

NOTICES OF BILLS.

Notices of the introduction of bills were given as follows :

By Mr. Hunt of Santa Clara, for an Act in relation to the collection of delinquent taxes.

By Mr. Frink, for an Act to provide for the registration of electors.

By Mr. Luttrell, for an Act regulating fees in office in the County of Siskiyou.

INTRODUCTION OF BILLS.

Bills were introduced as follows:

By Mr. Wilcox, for an Act to authorize the Board of Supervisors of Mariposa County to levy an additional tax for County expenditures.

Read first and second times, and referred to the Mariposa delegation.

Also, for an Act imposing further duties upon the Board of Supervisors of the County of Mariposa.

Read first and second times, and referred to the Mariposa delegation.

By Mr. Wiggin, for an Act concerning the City and County of San Francisco, and to ratify and confirm certain proceedings and resolutions of the Board of Supervisors of said city and county, and also to ratify and confirm certain proceedings of the County Court of said city and county thereon, and for other purposes.

Read first and second times, and referred to the San Francisco delegation.

By Mr. Huestis, for an Act to amend an Act entitled an Act supplementary to and amendatory of an Act of April sixth, eighteen hundred and sixty-three, entitled an Act to provide for the maintenance and supervision of common schools, approved March twenty-second, eighteen hundred and sixty-four.

Read first and second times, and referred to the Committee on Education.

Also, for an Act to amend an Act entitled an Act to provide for the maintenance and supervision of common schools, approved April sixth, eighteen hundred and sixty-three.

Read first and second times, and referred to the Committee on Education.

By Mr. Smith of Butte, without notice, for an Act amendatory of an Act concerning roads and highways in the County of Butte, approved May sixteenth, eighteen hundred and sixty-one.

Read first and second times, and ordered on file.

By Mr. Holden, without notice, for an Act to authorize J. B. Estis, Lew. M. Wallace, and their associates, to construct and maintain a turnpike road from Cloverdale to or near Standley's Ranch, and charge and collect toll.

Read first and second times, and referred to the Committee on Corporations.

Also, for an Act for the relief of purchasers of school lands.

Read first and second times, and referred to the Committee on Public Lands.

By Mr. Smith of El Dorado, without notice, for an Act to legalize the assessment and equalization of taxes in the County of El Dorado.

Read first and second times, and referred to the El Dorado delegation.

By Mr. Sherwood, without notice, for an Act to transfer certain funds.

Read first and second times, and ordered on file.

By Mr. Hopper, without notice, for an Act to repeal an Act entitled an Act supplementary to an Act entitled an Act for the better protection of the agricultural interests in certain counties, and for the more effectual prevention of the trespassing of animals upon private property, passed March eleventh, eighteen hundred and sixty-four, approved April fourth, eighteen hundred and sixty-four.

Read first and second times, and referred to the Committee on Agriculture.

By Mr. Clayton, without notice, for an Act to provide for a Chaplain for the State Prison of the State of California.

Read first and second times, and referred to the Committee on Public Morals.

GENERAL FILE.

Assembly joint resolution No. 3, relative to the sale of public lands of this State—committee amendments adopted, and recommitted to the Committee on Public Lands.

Assembly bill No. 45, an Act to authorize certain parties to build a turnpike from Sonora, Tuolumne County, to Copperopolis, Calaveras County—ordered engrossed.

Assembly bill No. 66, an Act to amend an Act entitled an Act to fund the debt of San Bernardino County, approved February twenty-sixth, eighteen hundred and fifty-nine—read third time, and passed.

Assembly bill No. 78, an Act to authorize the Board of Supervisors of Solano County to levy an additional road tax—ordered engrossed.

Assembly bill No. 73, an Act to authorize the construction of a wagon road in San Bernardino County—ordered engrossed.

Assembly bill No. 74, an Act to amend an Act supplementary to an Act to incorporate the City of Los Angeles, approved May first, eighteen hundred and fifty-two—ordered engrossed.

MESSAGE FROM THE GOVERNOR.

The following message was received from the Governor:

STATE OF CALIFORNIA, EXECUTIVE DEPARTMENT, }
Sacramento, January 5th, 1866.

To the Assembly of the State of California:

I herewith transmit to your honorable body the claim of F. J. Thibault vs. State of California, for one hundred and fifty-four dollars and five cents, together with the decision of the Board of Examiners, passed thereon April seventeenth, eighteen hundred and sixty-five.

FRED'K F. LOW,
Governor.

The accompanying claim of F. J. Thibault was referred to the Judiciary Committee.

SPECIAL ORDER.

An Act to facilitate the adjustment of the differences between the United States and the State in relation to the several grants of land made by Congress, and to protect the purchasers of the State in their titles.

Mr. Reed moved to make the bill the special order for Wednesday next, at twelve o'clock M.

The previous question was demanded, by Messrs. Smith of Butte, Zuck, and Frink.

Sustained.

The bill was made the special order for Wednesday next, at twelve o'clock M.

On motion of Mr. Sherwood, Assembly bill No. 92, an Act to transfer certain funds, was taken up and considered in Committee of the Whole.

IN ASSEMBLY.

Reported, and passage recommended—report adopted, rules suspended, considered engrossed, read third time, and passed.

At twelve o'clock and thirty-five minutes P. M., on motion of Mr. Batchelder, the House adjourned.

IN ASSEMBLY.

HOUSE OF ASSEMBLY, }
Saturday, January 6th, 1866. }

House met pursuant to adjournment.

Speaker in the Chair.

Roll called.

Quorum present

Prayer by the Chaplain.

Journal of yesterday read and approved.

Mr. Eagar rose to a question of privilege, and called for the reading of the report of the Committee on Elections.

Mr. Hearst was granted leave of absence.

On motion of Mr. Kurtz, a call of the House was ordered.

Upon calling the roll, the following members were absent: Messrs. Batchelder, Braly, Campbell, Chase, Coghlan, Hogle, Hearst, Lee, Olds, and Sexton.

Mr. Lee appeared at the bar of the House, and was excused.

On motion of Mr. Chappell, further proceedings under the call were dispensed with.

Mr. Holden rose to a point of order, viz: that it is not in order to consider the report under a question of privilege.

Overruled.

Mr. Holden appealed.

The decision of the Chair was sustained, by the following vote:

AYES—Messrs. Anthony, Ayer, Bosquit, Bowman, Brown of Contra Costa, Bugbee, Chappell, Clayton, Collier, Corey, Dorr, Dutton, Dwyer, Eagar, Goodall, Greene, Hamlin, Hansbrow, Hatch, Hill, Hopper, Howard, Hunt of Sacramento, Hunt of Santa Clara, Huestis, Ireland, Kidder, Lemon, Meredith, Murch, Pattison, Perrin, Reed, Sawyer, Sherwood, Singleton, Smith of Butte, Smith of El Dorado, Steele, Stewart, Taylor, Tilden, Wiggin, Wilcox, and Wilson—45.

NOES—Messrs. Bledsoe, Downing, Frink, Goodwin, Hawkins, Hoag, Holden, Long, Lupton, Luttrell, Mace, Maholmb, McClelland, Parrish, Peterson, Satterwhite, and Ward—17.

Mr. Lupton moved to make the report the special order for next Thursday, at twelve o'clock.

While Mr. Lupton had the floor, Mr. Frink wished to explain his vote on the appeal of Mr. Holden.

Ruled out of order.

Mr. Frink appealed.

The decision of the Chair was sustained.

Mr. Chamberlain moved to amend by making it the special order for Tuesday.

Mr. Lee moved to amend the amendment by inserting Thursday next.

Adopted.

The ayes and noes were demanded, by Messrs. Lupton, Bledsoe, and Perrin, and the report was made the special order for next Thursday at twelve o'clock M., by the following vote:

AYES—Messrs. Anthony, Ayer, Bledsoe, Bosquit, Brown of Contra Costa, Brown of Tulare, Chamberlain, Chappell, Clayton, Collier, Corey, Dorr, Dornin, Downing, Dutton, Dwyer, Frink, Goodall, Goodwin, Greene, Hamlin, Hansbrow, Hatch, Hawkins, Hill, Hoag, Holden, Hollister, Hopper, Howard, Hunt of Sacramento, Hunt of Santa Clara, Huestis, Ireland, Lee, Leech, Lemon, Long, Lupton, Luttrell, Mace, Maholmb, McClelland, Meredith, Murch, Parrish, Pattison, Perrin, Peterson, Reed, Satterwhite, Sawyer, Sherwood, Singleton, Smith of Butte, Smith of El Dorado, Steele, Stewart, Taylor, Tilden, Ward, Wiggin, Wilcox, and Mr. Speaker—63.

NOES—Messrs. Bowman, Bugbee, and Eagar—3.

REPORTS.

Mr. Wilson, Chairman of the Committee on Engrossment, made the following report:

MR. SPEAKER:—Your Committee on Engrossment have examined, and found correctly engrossed, Assembly bill No. 38, an Act to abolish the Board of Commissioners of the Funded Debt of the City of San José;

Also, Assembly bill No. 48, an Act to authorize certain parties to build a turnpike road from Sonora, Tuolumne County, to Copperopolis, Calaveras County;

Also, Assembly bill No. 58, an Act to authorize the Trustees of the California Art Union to distribute works of art;

Also, Assembly bill No. 73, an Act to authorize the construction of a wagon road in San Bernardino County;

Also, Assembly bill No. 74, an Act to amend an Act entitled an Act supplemental to an Act to incorporate the City of Los Angeles, approved May first, eighteen hundred and fifty-two;

Also, Assembly bill No. 78, an Act to authorize the Board of Supervisors of Solano County to levy an additional road tax;

Also, Assembly bill No. 92, an Act to transfer certain funds.

WILSON, Chairman.

Mr. Reed, Chairman of the Committee on Agriculture, made the following report:

MR. SPEAKER:—The Committee on Agriculture, to whom was referred Assembly bill No. 47, an Act to provide for the collection of information relating to the agricultural and other industrial pursuits of this State, return the same with amendments, and respectfully ask the passage of the same as amended;

Also, Assembly bill No. 51, an Act to provide for the protection of sheep from contagious diseases, with amendments, and respectfully ask the passage of the same as amended;

Also, Assembly bill No. 55, an Act entitled an Act amendatory of and supplementary to an Act entitled an Act for the protection of game, approved May thirteenth, eighteen hundred and fifty-four, and April seventeenth, eighteen hundred and sixty-one, with a substitute, and respectfully recommend the adoption of the substitute.

REED, Chairman.

Mr. Corey, Chairman of the Committee on Enrolment, made the following report:

MR. SPEAKER:—The Committee on Enrolment have examined, and found correctly enrolled, Assembly bill No. 5, an Act to change the name of Samuel Snapper to that of Samuel Douglas Bond;

Also, Assembly bill No. 28, an Act more clearly defining the manner of paying the salary of the County Judge of Los Angeles County;

And on Friday, the fifth day of January, eighteen hundred and sixty-six, presented the same to the Governor for his approval.

COREY, Chairman.

RESOLUTIONS.

Mr. Ward offered the following resolution:

Resolved, By the Assembly, the Senate concurring, that when this Legislature adjourns, it adjourns until Tuesday the ninth instant, in memory of the battle of New Orleans.

Upon which, Messrs. Ward, Holden, and Zuck, demanded the ayes and noes, and the resolution was lost, by the following vote:

AYES—Messrs. Bledsoe, Bowman, Brown of Tulare, Downing, Goodwin, Hoag, Holden, Hopper, Lemon, Long, Luttrell, Mace, McClelland, Parrish, Peterson, Satterwhite, Sherwood, Steele, Stewart, Tilden, Ward, Wilson, and Mr. Speaker—23.

NOES—Messrs. Anthony, Ayer, Bosquit, Brown of Contra Costa, Bugbee, Chamberlain, Chappell, Clayton, Collier, Corey, Dorr, Dornin, Dutton, Dwyer, Eagar, Friuk, Goodall, Greene, Hamlin, Hansbrow, Hatch, Hawkins, Hill, Hollister, Howard, Hunt of Santa Clara, Ireland, Kidder, Lee, Leech, Meredith, Murch, Pattison, Perrin, Reed, Singleton, Smith of Butte, Smith of El Dorado, Taylor, Wiggins, Wilcox, and Zuck—42.

Mr. Eagar offered the following resolution:

Resolved, That George A. Johnson is entitled to the seat in this Assembly now occupied by D. B. Kurtz, as Representative from the County of San Diego.

Made the special order for Thursday next at twelve o'clock m.

Mr. Hansbrow offered a resolution directing the Controller to draw his warrant in favor of George C. Haswell for six hundred and twenty-one dollars and sixty cents, for services as Messenger of Election Committee.

Referred to the Committee on Claims.

Mr. Long offered the following resolution :

Resolved, That George Farwell be and he is hereby appointed Assistant Paper Folder of the Assembly, with the same compensation as Paper Folder, payable out of the Contingent Fund of the Assembly.

Laid on the table.

Mr. Wilson offered the following resolution :

Resolved, That the Engrossing Clerk be and he is hereby authorized to employ assistants, from time to time, as the Committee on Engrossment may direct.

Mr. Eagar offered the following amendment : " At the same per diem as Copying Clerks."

Lost.

On motion of Mr. Holden, the resolution was laid on the table.

NOTICES OF BILLS.

Notices of the introduction of bills were given as follows :

By Mr. Hansbrow, for an Act amending the charter of the City of Sacramento, and other laws, so as to make State, county, and municipal taxes in the city and county of Sacramento payable at the same time.

By Mr. Sherwood, for an Act amendatory of an Act entitled an Act to regulate fees in office in the County of Yuba.

INTRODUCTION OF BILLS.

Bills were introduced as follows :

By Mr. Hunt of Santa Clara, for an Act to legalize the assessment for taxes for the revenue years commencing on the first Monday of March, eighteen hundred and sixty-four and eighteen hundred and sixty-five, in the County of Santa Clara.

Read first and second times, and referred to the Judiciary Committee, with instructions to report on Monday next.

By Mr. Perrin, for an Act to amend an Act entitled an Act to authorize the incorporation of canal companies and the construction of canals, approved May fourteenth, eighteen hundred and sixty-two.

Read first and second times, and ordered on file.

By Mr. Wiggin, for an Act to authorize the Masonic Hall Association of the City of San Francisco to increase its capital stock

Read first and second times, and referred to the Committee on Corporations.

By Mr. Howard, for an Act to authorize, sanction, and effectuate the consolidation of certain corporations therein named.

Read first and second times, and referred to the San Francisco and San Mateo delegations.

Also, for an Act for the preservation of the public health, in certain cases, and to protect against wilful and malicious injury such public

works as may have been constructed for the purpose of supplying any city or town with pure fresh water.

Read first and second times, and referred to the Committee on Corporations.

By Mr. Clayton, for an Act concerning the distribution of the reports of the decisions of the Supreme Court and the statutes of this State.

Read first and second times, and referred to the Judiciary Committee.

GENERAL FILE.

Assembly bill No. 38, an Act to abolish the Board of Commissioners of the funded debt of the City of San José—read third time, and passed.

Assembly bill No. 58, an Act to authorize the Trustees of the California Art Union to distribute works of art—read third time, and passed.

Assembly bill No. 59, an Act to amend an Act entitled an Act to provide for the election of Supervisors in certain counties in this State, approved April fourth, eighteen hundred and sixty-four—referred to a special committee of one from each county.

Assembly bill No. 79, an Act to amend an Act entitled an Act to enable the County of Los Angeles to reduce expenses and pay off its floating debt, approved March twenty-eighth, eighteen hundred and sixty-four—ordered engrossed.

Assembly bill No. 88, an Act amendatory of an Act concerning roads and highways in the County of Butte, approved May sixteenth, eighteen hundred and sixty-one—ordered engrossed.

Assembly bill No. 72, an Act to change the name of William Vaughan to William V. Lanfar—read third time, and passed.

Senate joint resolution No. 4, granting leave of absence to George Goodman, County Treasurer of Napa County—returned to file.

The Speaker appointed Mr. Kidder to fill vacancy in Committee on Public Morals.

By leave, Mr. Yule introduced an Act for the relief of James D. McCormick.

Read first and second times, rules suspended, considered engrossed, and considered in Committee of the Whole.

IN ASSEMBLY.

Reported, and passage recommended, report adopted, read third time, and passed.

At twelve o'clock and fifty minutes p. m., Mr. Dorr moved to adjourn.

Mr. Kurtz moved to amend by adding, till Tuesday next, at eleven o'clock a. m.

Lost.

The motion of Mr. Dorr was carried.

IN ASSEMBLY.

HOUSE OF ASSEMBLY.

Monday, January 8th, 1866. }

House met pursuant to adjournment.

Speaker in the Chair.

Roll called.

Quorum present.

Prayer by the Chaplain.

On motion of Mr. Dutton, all the absentees were granted one day's leave of absence.

Journal of Saturday last read and approved.

Mr. Hoag presented a petition from citizens of Sonoma and Marin Counties for a road.

Referred to Sonoma delegation.

REPORTS.

Mr. Eagar, Chairman of the Committee on Ways and Means, made the following report :

MR. SPEAKER:—The Committee on Ways and Means, to whom were referred Assembly resolutions relative to changing the school laws, would respectfully report the same back to the House, and recommend that they be referred to the Committee on Education.

EAGAR, Chairman.

Adopted.

Mr. Wilcox, Chairman of the Committee on Corporations, made the following report :

MR. SPEAKER:—The Committee on Corporations, to whom was referred Assembly bill No. 65, an Act empowering railroad companies to employ police force, have had the same under consideration, and report it back, without amendment, and recommend its passage.

WILCOX, Chairman.

Mr. Singleton, from the Committee on Engrossment, made the following report :

MR. SPEAKER:—The Committee on Engrossment have examined, and found correctly engrossed, Assembly bill No. 79, an Act to amend an Act entitled an Act to enable the County of Los Angeles to reduce expenses and pay off its floating debt, approved March twenty-eighth, eighteen hundred and sixty-four;

Also, Assembly bill No. 88, an Act amendatory of an Act concerning roads and highways in the County of Butte, approved May sixteenth, eighteen hundred and sixty-one;

Also, Assembly bill No. 101, an Act for the relief of James D. McCormick.

SINGLETON, for Committee.

Mr. Eagar presented a report from the Trustees of the Ladies' Protection and Relief Society of San Francisco.

Referred to the Committee on Ways and Means.

Mr. Chamberlain, Chairman of the Committee on Federal Relations, made the following report :

MR. SPEAKER:—The Committee on Federal Relations, to whom was referred Assembly joint resolution No. 4, in relation to the Fort Jones Reservation, report the same back, and recommend its passage ;

They have also had under consideration Assembly concurrent resolution No. 24, relating to private land claims, and report the same back, with amendments, and recommend its passage as amended

CHAMBERLAIN, Chairman.

Mr. Hatch made the following report :

MR. SPEAKER:—The committee to whom was referred Assembly bill No. 70, an Act to amend an Act entitled an Act to provide for the establishment, maintenance, and protection of public and private roads, approved May sixteenth, eighteen hundred and sixty-one, would state that they have had the same under consideration, and report the same back, without alteration, and recommend its passage.

HATCH, for Committee.

The Judiciary Committee was granted till to-morrow to report.

Mr. Wilcox made the following report :

MR. SPEAKER:—The Mariposa delegation, to whom was referred Assembly bill No. 84, an Act to authorize the Board of Supervisors of Mariposa County to levy additional taxes, have had the same under consideration, and report the same back to the House, and recommend its passage ;

Also, Assembly bill No. 85, an Act to impose additional duties on the Board of Supervisors of the County of Mariposa, report the same back to the House, and recommend its passage.

WILCOX, for Delegation.

MOTIONS AND RESOLUTIONS.

Mr. Wilcox offered the following resolution :

Resolved, That the Chief Clerk of the House be directed to provide a book in which receipts shall be taken from members, or otherwise, for all papers taken from the Clerk's desk, and that no cancellation of a receipt so given shall be valid unless in the handwriting of the person signing the receipt.

Adopted.

Mr. Holden offered a resolution instructing the Judiciary Committee to report a bill for an Act amending the Specific Contract Law.

Mr. Chamberlain moved to lay the resolution on the table.

Upon which, Messrs Lupton, Chamberlain, and Holden, demanded the ayes and noes, and the resolution was laid on the table, by the following vote :

AYES—Messrs. Anthony, Ayer, Bosquit, Brown of Contra Costa, Bugbee, Chamberlain, Chappell, Clayton, Collier, Corey, Dorr, Dornin, Dutton, Frink, Goodall, Greene, Hamlin, Hansbrow, Hatch, Hollister, Hues-

tis, Hunt of Santa Clara, Ireland, Lee, Lemon, Maholmb, Meredith, Murch, Pattison, Perrin, Singleton, Smith of Butte, Smith of El Dorado, Steele, Stewart, Zuck, and Mr. Speaker—37.

NOES—Messrs. Bledsoe, Brown of Tulare, Downing, Goodwin, Hawkins, Hoag, Holden, Kidder, Leech, Long, Lupton, Luttrell, Mace, Parrish, Reed, Satterwhite, Sherwood, and Taylor—18.

Mr. Eagar offered the following :

WHEREAS, Within the past two years there have occurred several serious steamboat explosions within this State by which many lives have been lost and many persons seriously injured; and whereas, there seems to be a strong feeling existing in the community that those accidents might have been avoided by proper diligence and care on behalf of the officers of those boats, and that stringent laws should be enacted by the present Legislature in regard to the inspection of boilers, and for the punishment of any parties in charge of steam boilers, whether steamboat, railroad, or stationary, who may be found guilty of negligence in the management of the same; therefore, be it

Resolved, That a committee of three be appointed by the Speaker to examine into the cause of the late explosion of the steamer "Yosemite," with power to send for persons and papers, and to report to this House at as early a day as possible the result of their investigations.

Mr. Lupton moved to lay the resolution on the table.

Lost.

Messrs. Sherwood, Ayer, and Hunt of Santa Clara, demanded the previous question.

Sustained.

On which, Messrs. Collier, Sherwood, and Lupton, demanded the ayes and noes, and the resolution was adopted, by the following vote :

AYES—Messrs. Anthony, Ayer, Bosquit, Bowman, Brown of Contra Costa, Bugbee, Chamberlain, Collier, Corey, Dorr, Dornin, Dutton, Eagar, Frink, Goodall, Goodwin, Greene, Hamlin, Hatch, Hawkins, Hill, Holden, Hollister, Huestis, Hunt of Santa Clara, Kidder, Leech, Luttrell, Maholmb, Meredith, Murch, Parrish, Pattison, Sherwood, Singleton, Smith of Butte, Smith of El Dorado, Steele, Stewart, Taylor, Ward, Wilcox, and Mr. Speaker—43.

NOES—Messrs. Bledsoe, Brown of Tulare, Clayton, Downing, Hansbrow, Ireland, Lee, Lemon, Long, Lupton, Perrin, Reed, Satterwhite, and Zuck—14.

The Speaker announced the following special committee on Assembly bill No. 59: *Sonoma*, Downing; *El Dorado*, Smith; *Santa Barbara* and *San Luis Obispo*, Hill and ———; *Santa Cruz*, Anthony; *Monterey*, Ireland; *Shasta*, Chappell; *Trinity*, Dorr; *Colusa*, Long; *Siskiyou*, Steele; *Fresno*, Mace; *San Joaquin*, Chamberlain; *Mendocino*, Holden; *Plumas* and *Lassen*, Goodwin; *Solano*, Lemon; *Mono*, Goodall.

Mr. Holden offered the following resolution :

Resolved, By the Assembly, the Senate concurring, That his Excellency the Governor be and is hereby most respectfully solicited to report to this Legislature as to how the amount of the Special Contingent Fund of ten

thousand dollars, appropriated by the Act approved April fourth, eighteen hundred and sixty-four, has been drawn by him, and what disposition has been made of the same.

Mr. Lee moved to lay the resolution on the table.

On which, Messrs. Holden, Goodwin, and Satterwhite, demanded the ayes and noes, and the motion was carried, by the following vote :

AYES—Messrs. Anthony, Ayer, Bosquit, Bowman, Brown of Contra Costa, Bugbee, Chamberlain, Chappell, Clayton, Dorr, Dornin, Frink, Goodall, Hansbrow, Hatch, Hill, Hollister, Kidder, Lee, Maholmb, Meredith, Murch, Pattison, Perrin, Singleton, Taylor, Wilcox, Zuck, and Mr. Speaker—29.

NOES—Messrs. Bledsoe, Brown of Tulare, Collier, Corey, Downing, Dutton, Goodwin, Hawkins, Hoag, Holden, Hunt of Santa Clara, Leech, Long, Lupton, Luttrell, Mace, Parrish, Satterwhite, Sherwood, Smith of Butte, Smith of El Dorado, Steele, Stewart, and Ward—24.

MESSAGE FROM THE SENATE.

The following message was received from the Senate :

SENATE CHAMBER,

January 8th, 1866. }

MR. SPEAKER :—The Senate, on the sixth instant, concurred in Assembly concurrent resolution No. 7, granting leave of absence to John W. Ackerson, County Treasurer of San Mateo County, with amendment, and respectfully ask the concurrence of the Assembly in the amendment ;

Also, concurred in Assembly concurrent resolution No. 25, providing for printing the Insane Asylum report ;

Also, same day, passed Senate bill No. 34, an Act entitled an Act concerning the Courts of justice of this State and judicial officers, approved April twenty-ninth, eighteen hundred and sixty-three ;

Also, passed Senate bill No. 46, an Act respecting the Police Court of the City of Sacramento ;

Also, on the fourth instant, passed Senate bill No. 72, an Act to provide for the collection of delinquent taxes in the Town of Downieville.

CHAS. W. GORDON,

Assistant Secretary.

Senate bill No. 34, above reported, read first and second times, and referred to the Judiciary Committee.

Senate bill No. 46, above reported, read first and second times, and referred to the Sacramento delegation.

Senate bill No. 72, above reported, read first and second times, and referred to the Sierra delegation.

Assembly concurrent resolution No. 7, above reported, ordered on file.

NOTICES OF BILLS.

Notices of the introduction of bills were given as follows :

By Mr. Chappell, for an Act to reduce the salary of the County Judge of Shasta County.

By Mr. Goodwin, for an Act to amend an Act entitled an Act to reg-

ulate proceedings in civil cases in Courts of justice in this State, passed April twenty-ninth, eighteen hundred and fifty-one.

Also, for an Act to authorize A. Miller, A. Wood, and others, to construct a wagon road in Plumas County.

By Mr. Hamlin, for an Act supplemental to an Act entitled an Act to authorize the Board of Supervisors of Sutter County to construct a bridge across Feather River, approved April eleventh, A. D. eighteen hundred and fifty-nine.

By Mr. Greene, for an Act to regulate proceedings in criminal cases.

INTRODUCTION OF BILLS.

Bills were introduced as follows :

By Mr. Singleton, for an Act supplementary and amendatory to an Act concerning partnerships for mining purposes, approved April fourth, eighteen hundred and sixty-four.

Read first and second times, and referred to the Committee on Mines and Mining Interests.

By Mr. Chappell, for an Act to abolish the office of Tax Collector in Shasta County.

Read first and second times, and ordered on file.

Also, for an Act to consolidate certain offices in the County of Shasta.

Read first and second times, and ordered on file.

By Mr. Hunt of Santa Clara, for an Act to create libraries in the public schools of this State.

Read first and second times, and referred to the Committee on Education, and the usual number ordered printed.

By Mr. Lee, for an Act to legalize the assessment of taxes in the County of Alpine.

Read first and second times, and ordered on file.

By Mr. Wilcox, without notice, for an Act concerning roads and highways in the County of Mariposa.

Read first and second times, rules suspended, considered engrossed, read third time, and passed.

By Mr. Chamberlain, for an Act to change the name of Eliza Crowley to Eliza Smith.

Read first and second times, and ordered on file.

By Mr. Bowman, for an Act to authorize the executors of Joseph L. Folsom, deceased, to sell real estate of their testator at private sale, without notice.

Read first and second times, and referred to the Judiciary Committee.

GENERAL FILE.

Assembly bill No. 48, an Act to authorize certain parties to build a turnpike from Sonora, Tuolumne County, to Copperopolis, Calaveras County—returned to file.

Assembly bill No. 73, an Act to authorize the construction of a wagon road in San Bernardino County—read third time, and passed.

Assembly bill No. 78, an Act to authorize the Board of Supervisors of Solano County to levy an additional road tax—read third time, and passed.

Assembly bill No 74, an Act to amend an Act supplementary to an Act to incorporate the City of Los Angeles, approved May first, eighteen hundred and fifty-two—returned to file.

Assembly bill No. 47, an Act to provide for the collection of information relating to the agricultural pursuits of this State—amendments numbers one, two, and three adopted, amendment number four lost, and ordered engrossed.

Assembly bill No. 51, an Act to provide for the protection of sheep from contagious diseases—amendments adopted, and ordered engrossed.

Assembly bill No. 55, an Act amendatory and supplementary to an Act entitled an Act for the protection of game, approved May thirteenth, eighteen hundred and fifty-four, and approved April seventeenth, eighteen hundred and sixty-one—recommitted.

Senate joint resolution No. 4, granting leave of absence to George Goodman, County Treasurer of Napa County—returned to file.

Assembly bill No. 96, an Act to amend an Act entitled an Act to authorize the incorporation of canal companies and the construction of canals, approved May fourth, eighteen hundred and sixty-two—ordered engrossed.

The Speaker announced the following special committee to investigate the cause of the explosion of the steamer "Yosemite:" Messrs. Eagar, Kidder, and Wilcox.

Mr. Holden offered the following resolution :

Resolved, That the Committee on Ways and Means be instructed to report a bill so amending the revenue laws that the five per cent to be paid to the Treasurer, if not paid to him, may be collected by the District Attorneys after the delinquent tax list shall have passed into his hands.

* Adopted.

At twelve o'clock and forty-five minutes P. M., on motion of Mr. Eagar, the House adjourned.

IN ASSEMBLY.

HOUSE OF ASSEMBLY,
Tuesday, January 9th, 1866. }

House met pursuant to adjournment.

Speaker in the Chair.

Roll called.

Quorum present.

Prayer by the Chaplain.

Journal of yesterday read and approved.

Mr. Reed presented a petition from Peter McGraw.

Referred to the Committee on Claims.

REPORTS.

Mr. Wilcox, Chairman of the Committee on Corporations, made the following report :

Mr. SPEAKER:—The Committee on Corporations, to whom was referred Assembly bill No. 89, an Act to authorize certain parties to construct a turnpike road from the Town of Cloverdale to Standley's Ranch, in the County of Mendocino, have had the same under consideration, and report it back, with the recommendation that it pass.

WILCOX, Chairman.

Mr. Brown of Contra Costa, Chairman of the Judiciary Committee, made the following report:

Mr. SPEAKER:—The Judiciary Committee, to whom was referred Assembly bill No. 34, an Act amendatory of and supplementary to an Act entitled an Act to regulate proceedings in criminal cases, passed May first, eighteen hundred and fifty-one, have had the same under consideration, and report it back, and recommend its passage;

Also, Assembly bill No. 61, an Act supplementary to an Act entitled an Act to fund the debt of the County of Sonoma, and to provide for the payment of the same, approved March twentieth, eighteen hundred and sixty, and report it back, and recommend its passage;

Also, Assembly bill No. 71, an Act to provide for the care of the indigent sick of the County of Sierra, and report it back, and recommend its passage;

Also, Assembly bill No. 99, an Act concerning the distribution of the reports of the decisions of the Supreme Court and the statutes of this State, and report it back, and recommend its passage;

Also, Assembly bill No. 109, an Act to authorize the executors of Joseph L. Folsom, deceased, to sell real estate of their testator at private sale, without notice, and report it back, and recommend its passage.

BROWN, Chairman.

Mr. Brown, Chairman of the Judiciary Committee, also made the following report:

Mr. SPEAKER:—The Judiciary Committee, to whom was referred Assembly concurrent resolution No. 20, relative to a mail route in San Diego County, California, have had the same under consideration, and report it back, and recommend its adoption.

BROWN, Chairman.

Mr. Maholmb made the following report:

Mr. SPEAKER:—The Sacramento delegation, to whom was referred Senate bill No. 46, an Act respecting the Police Court of the City of Sacramento, have had the same under consideration, and beg leave to report the same back, and recommend its passage

MAHOLMB, for Delegation.

Mr. Meredith made the following report:

Mr. SPEAKER:—The delegation to whom was referred Senate bill No. 72, have examined the same, and beg leave to report the same back, and recommend its passage.

MEREDITH, for Delegation.

Mr. Mace made the following report:

Mr. SPEAKER:—The Fresno and Merced delegation, to whom was referred Assembly bill No. 57, an Act entitled an Act to create a Board of Water Commissioners for the Counties of Fresno and Merced, and to define their powers and duties, have had the same under consideration, and refer it back to the House, and recommend its passage, with amendments to sections eight and eleven.

MACE, for Delegation.

MOTIONS AND RESOLUTIONS.

Mr. Chappell offered the following resolution :

Resolved, That the special committee, appointed yesterday, authorized to send for persons and papers and investigate the causes of the explosion of the "Yosemite," be increased to seven, by adding Messrs. Reed, Hansbrow, Clayton, and Goodwin to that committee.

Mr. Wilcox moved to lay the resolution on the table.

The House refused.

Mr. Eagar moved to amend by striking out the names therein written.

Upon which, Messrs. Downing, Chappell, and Hoag, demanded the ayes and noes, and the amendment was lost, by the following vote :

AYES—Messrs. Bosquit, Corey, Dornin, Eagar, Goodall, Hamlin, Hill, Hopper, Hunt of Sacramento, Ireland, Kidder, Kurtz, Lee, Meredith, Pattison, Sawyer, Sherwood, Tilden, Ward, Wilcox, and Wilson—21.

NOES—Messrs. Ayer, Bledsoe, Bowman, Brown of Tulare, Bugbee, Chamberlain, Chappell, Collier, Downing, Dutton, Dwyer, Friuk, Goodwin, Greene, Hatch, Hearst, Hoag, Hollister, Huestis, Hunt of Santa Clara, Leech, Lemon, Long, Lupton, Luttrell, Mace, Maholmb, McClelland, Parrish, Perrin, Peterson, Satterwhite, Singleton, Smith, of Butte, Smith of El Dorado, Steele, Stewart, Taylor, Wiggin, and Zuck—40.

Mr. Anthony was excused from voting.

The resolution was adopted.

Mr. Long offered the following resolution :

Resolved, By the Assembly, the Senate concurring, that ——— copies of the President's message be printed in English, and ——— copies in Spanish, for circulation in the State.

Mr. Holden moved to amend by inserting two thousand in the first blank, and five hundred in the second.

Mr. Lee moved to amend the amendment by inserting five thousand and fifteen hundred.

Accepted.

Mr. Long moved to amend the amendment by inserting ten thousand in the first blank, and two thousand in the second.

Adopted.

On which, Messrs. Hunt of Santa Clara, Holden, and Peterson having demanded the ayes and noes, the resolution as amended was adopted, by the following vote :

AYES —Messrs. Anthony, Ayer, Bledsoe, Bosquit, Bowman, Brown of Contra Costa, Brown of Tulare, Bugbee, Chamberlain, Chappell, Dorr,

Dornin, Downing, Dutton, Dwyer, Goodwin, Greene, Hamlin, Hansbrow, Hatch, Hawkins, Hearst, Hill, Hoag, Holden, Hollister, Hopper, Howard, Huestis, Hunt of Sacramento, Kidder, Kurtz, Lee, Lemon, Long, Lupton, Luttrell, Mace, Maholmb, McClelland, Meredith, Olds, Parrish, Peterson, Sawyer, Satterwhite, Sherwood, Singleton, Smith of Butte, Steele, Stewart, Tilden, Ward, Wiggin, Wilcox, and Wilson—56.

NOES—Messrs. Collier, Corey, Goodall, Hunt of Santa Clara, Ireland, Leech, Murch, Pattison, Perrin, Smith of El Dorado, Taylor, Zuck, and Mr. Speaker—13.

Mr. Holden offered the following resolution :

Resolved, That the Committee on Federal Relations be requested to report back to the Assembly, Assembly joint resolution No. 2, in relation to negro suffrage and the indorsement of President Johnson's reconstruction policy, immediately, with or without recommendation.

Upon which, Messrs. Holden, Satterwhite, and Hawkins, demanded the ayes and noes, and the resolution was lost, by the following vote :

AYES—Messrs. Bledsoe, Brown of Tulare, Downing, Goodwin, Hawkins, Hearst, Hill, Hoag, Holden, Hopper, Kurtz, Long, Lupton, Luttrell, Mace, McClelland, Parrish, Peterson, Reed, Satterwhite, Tilden, Ward, and Wilcox—23.

NOES—Messrs. Anthony, Ayer, Bosquit, Bowman, Brown of Contra Costa, Bugbee, Chamberlain, Chappell, Clayton, Collier, Corey, Dorr, Dornin, Dutton, Dwyer, Eagar, Frink, Goodall, Greene, Hamlin, Hansbrow, Hatch, Hollister, Howard, Hunt of Santa Clara, Ireland, Leech, Lemon, Meredith, Murch, Olds, Pattison, Sherwood, Singleton, Smith of Butte, Smith of El Dorado, Steele, Taylor, Wiggin, Zuck, and Mr. Speaker—41.

Mr. Ayer offered a joint resolution relative to the establishment of a daily mail from the City of Stockton via Copperopolis to the Town of Murphy's.

Referred to the Committee on Federal Relations.

Mr. Wiggin offered the following resolution :

Resolved, That the vote whereby ten thousand copies of the President's message was ordered to be printed in English, and two thousand copies in Spanish, be reconsidered.

Mr. Lupton moved to indefinitely postpone the resolution.

Carried.

Mr. Downing moved to take from the table the resolution providing for the appointment of an Assistant Paper Folder.

Mr. Meredith moved to indefinitely postpone the resolution.

Carried.

MESSAGES FROM THE SENATE.

The following messages were received from the Senate :

SENATE CHAMBER,
January 8th, 1866. }

Mr. SPEAKER :—The Senate has received from his Excellency the Gov-

ernor the fourth annual report of the Trustees of the State Library for the years eighteen hundred and sixty-four and eighteen hundred and sixty-five, with a request that the Assembly be notified of its reception by the Senate.

CHAS. W. GORDON,
Assistant Secretary.

SENATE CHAMBER,
January 9th, 1866. }

Mr. SPEAKER :—The Senate, on the fifth instant, adopted Senate concurrent resolution No. 12, relative to the right of States of the Union to dissolve their connection therewith.

CHARLES W. GORDON,
Assistant Secretary.

Mr. Holden offered an amendment to Senate concurrent resolution No. 12, above reported.

Mr. Bugbee moved to indefinitely postpone.

Mr. Leech moved to refer the whole matter to the Committee on Federal Relations

The Chair having decided that the rule required that a quorum of the House should vote, Mr. Lupton appealed, and the decision of the Chair was sustained.

On the motion to refer, the ayes and noes were demanded, by Messrs. Downing, Hoag, and Long, and it was carried, by the following vote :

AYES—Messrs. Anthony, Ayer, Bledsod, Bosquit, Brown of Contra Costa, Brown of Tulare, Bugbee, Chamberlain, Chappell, Clayton, Collier, Dorr, Dornin, Downing, Dutton, Goodall, Goodwin, Greene, Hamlin, Hatch, Hawkins, Hearst, Hill, Hoag, Holden, Hollister, Huestis, Kidder, Leech, Long, Lupton, Mace, McClelland, Meredith, Olds, Parrish, Pattison, Perrin, Peterson, Sawyer, Sherwood, Singleton, Smith of Butte, Smith of El Dorado, Steele, Stewart, Taylor, Ward, and Zuck—49.

NOES—Messrs. Bowman, Corey, Dwyer, Hopper, Howard, Hunt of Santa Clara, Lee, Luttrell, Maholmb, Murch, Tilden, and Wiggin—12.

SENATE CHAMBER,
January 9th, 1866. }

Mr. SPEAKER :—The Senate, on yesterday, passed Assembly bill No. 31, an Act to amend an Act entitled an Act to regulate fees in office in certain counties in this State, approved April twenty-eighth, eighteen hundred and fifty-seven ;

Also, concurred in Assembly concurrent resolution No. 17, relative to a weekly mail from Shasta City to Yreka, and the establishment of Post Offices, with amendment, and respectfully ask the concurrence of the Assembly in amendment.

CHAS. W. GORDON,
Assistant Secretary.

Senate amendment to Assembly bill No. 31, above reported, was concurred in.

Senate amendment to Assembly concurrent resolution No. 17, above reported, was concurred in.

NOTICES OF BILLS.

Notices of the introduction of bills were given as follows:

By Mr. Corey, for an Act to re-incorporate the City of San José.

By Mr. Huestis, for an Act to repeal an Act entitled an Act to authorize the Supervisors of Humboldt County to annul certain bonds.

By Mr. Howard, for an Act to provide for the expropriation of lands and waters for the public use.

INTRODUCTION OF BILLS.

Bills were introduced as follows:

By Mr. Chappell, for an Act to amend an Act entitled an Act to fix the salaries of judicial officers, and provide for the payment of the same, approved April twenty-seventh, eighteen hundred and sixty-three.

Read first and second times, and referred to the Judiciary Committee.

By Mr. Greene, for an Act to amend an Act entitled an Act to regulate proceedings in criminal cases, approved April twentieth, eighteen hundred and fifty, and amendments thereto.

Read first and second times, and referred to the Judiciary Committee.

By Mr. Goodwin, for an Act to amend an Act entitled an Act concerning roads and highways in the County of Plumas, approved April twenty-fifth, eighteen hundred and sixty-three.

Read first and second times, rules suspended, considered engrossed, read third time, and passed.

By Mr. Meredith, for an Act to provide for the maintenance of public roads and trails in the County of Sierra.

Read first and second times, ordered on file, and the usual number ordered printed.

By Mr. Pattison, for an Act providing for Land Commissioners for the Counties of Nevada, Placer, Sacramento, El Dorado, and Sierra.

Read first and second times, and referred to the delegations from the counties named in the title of the bill.

By Mr. Hoag, for an Act providing for the construction of a public road from Bloomfield Valley to a point on the Tomales Valley Road.

Read first and second times, and referred to the delegations from Sonoma and Marin Counties.

By Mr. Brown of Contra Costa, for an Act to amend an Act entitled an Act to regulate the settlement of the estates of deceased persons, passed May first, eighteen hundred and fifty-one.

Read first and second times, and referred to the Judiciary Committee.

By Mr. Clayton, for an Act to amend an Act entitled an Act to grant the right of way for a railroad track within the limits of the City and County of San Francisco, passed April twentieth, eighteen hundred and sixty-three.

Read first and second times, and referred to the San Francisco delegation.

GENERAL FILE.

Assembly bill No. 79, an Act to amend an Act entitled an Act to enable the County of Los Angeles to reduce expenses, and pay off its floating debt, approved March twenty-eighth, eighteen hundred and sixty-four—read third time, and passed.

Assembly bill No. 88, an Act amendatory of an Act concerning roads

and highways in the County of Butte, approved May sixteenth, eighteen hundred and sixty-one—read third time, and passed.

Assembly bill No. 85, an Act imposing further duties upon the Board of Supervisors of Mariposa County—ordered engrossed.

Assembly bill No. 84, an Act to authorize the Board of Supervisors of Mariposa County to levy an additional tax for county expenditures—ordered engrossed.

Assembly bill No. 70, an Act to amend an Act entitled an Act to provide for the establishment, maintenance, and protection of public and private roads, approved May sixteenth, eighteen hundred and sixty-one—returned to file.

Assembly bill No. 103, an Act to abolish the office of Tax Collector in Shasta County—ordered engrossed.

Assembly bill No. 104, an Act to consolidate certain offices in the County of Shasta—ordered engrossed.

Assembly bill No. 106, an Act to legalize assessments of taxes in the County of Alpine—ordered engrossed.

Assembly bill No. 108, an Act to change the name of Eliza Crowley to Eliza Smith—ordered engrossed.

Assembly concurrent resolution No 7, granting leave of absence to John W. Ackerson, County Treasurer of San Mateo County—Senate amendment concurred in.

Assembly concurrent resolution No. 24, relative to private land claims—amendment proposed concurred in, and adopted.

Senate joint resolution No. 4, granting leave of absence to George Goodman, County Treasurer of Napa County—returned to file.

Assembly bill No. 65, an Act empowering railroad companies to employ police force—amended, and ordered engrossed.

Assembly bill No. 48, an Act to authorize certain parties to build a turnpike from Sonora, Tuolumne County, to Copperopolis, Calaveras County—returned to file.

Assembly joint resolution No. 4, relative to the Fort Jones Reserve—adopted.

Mr. Downing offered the following resolution :

Resolved, That the Judiciary Committee be requested to return Assembly bill No 29, with or without recommendation, on to-morrow, January tenth, eighteen hundred and sixty-six.

Lost.

On motion of Mr. Eager, at two o'clock and thirty minutes P. M., the House adjourned.

IN ASSEMBLY.

HOUSE OF ASSEMBLY,
 Wednesday, January 10th, 1866. }

House met pursuant to adjournment.

Speaker in the Chair.

Roll called.

Quorum present.

Prayer by the Chaplain.

Journal of yesterday read and approved.

Mr. Coghlan had one day's leave of absence.

Mr. Chase presented a petition from J. M. Sharkey.

Referred to the Committee on Claims.

Mr. Wiggin presented a memorial from Henry Owens, and moved to refer it to the Committee on Commerce and Navigation.

Mr. Holden moved to amend by substituting the Committee on Swamp and Overflowed Lands.

Lost.

The motion of Mr. Wiggin was adopted.

Mr. Brown of Contra Costa had leave to withdraw Assembly bill No. 34, an Act amendatory of and supplementary to an Act entitled an Act to regulate proceedings in criminal cases, passed May first, eighteen hundred and fifty.

Mr. Eagar presented a petition from the officers of the San Francisco Magdalen Asylum.

Referred to the Committee on Ways and Means.

REPORTS.

Mr. Chappell made the following report :

MR. SPEAKER ;—The committee to whom was referred Assembly bill No. 67, have had the same under consideration, and beg leave to report the same back, with the recommendation that it do not pass.

CHAPPELL, for Committee.

Mr. Howard made a verbal report, as follows :

MR. SPEAKER :—The Committees on Swamp and Overflowed and Public Lands report back Assembly concurrent resolutions No. 3, with amendments, and recommend their passage as amended.

HOWARD, for Committees.

Mr. Peterson, from the Committee on Engrossment, made the following report :

MR. SPEAKER :—The Committee on Engrossment have examined, and found correctly engrossed, Assembly bill No. 51, an Act to provide for the protection of sheep from contagious diseases ;

Also, Assembly bill No. 96, an Act to amend an Act entitled an Act to authorize the incorporation of canal companies, and the construction of canals, approved May fourth, eighteen hundred and sixty-two ;

Also, Assembly bill No. 107, an Act concerning roads and highways in the County of Mariposa.

PETERSON, for Committee.

Mr. Brown of Contra Costa, Chairman of the Judiciary Committee, made the following report:

MR. SPEAKER:—The Judiciary Committee, to whom was referred Assembly bill No. 95, an Act to legalize the assessment for taxes for the fiscal years commencing on the first Monday of March, in the years A. D. eighteen hundred and sixty-four and A. D. eighteen hundred and sixty-five, in the County of Santa Clara, having had the same under consideration, respectfully report the same back, with a substitute, and recommend the passage of the substitute.

BROWN, Chairman.

Mr. Brown of Contra Costa, Chairman of the Judiciary Committee, also made the following report:

MR. SPEAKER:—The Judiciary Committee, to whom was referred Senate bill No. 34, an Act to amend an Act entitled an Act concerning the Courts of justice of this State and judicial officers, approved April twenty-ninth, eighteen hundred and sixty-three, having had the same under consideration, respectfully report it back to the Assembly, and recommend its passage;

Also, Assembly bill No. 33, an Act to amend an Act entitled an Act concerning grand and trial jurors, approved April twenty-seventh, eighteen hundred and sixty-three, and report the same back, and recommend its passage.

BROWN, Chairman.

Mr. Brown of Contra Costa, Chairman of the Judiciary Committee, also made the following report:

MR. SPEAKER:—The Judiciary Committee, to whom was referred Assembly bill No. 34, an Act amendatory of and supplementary to an Act entitled an Act to regulate proceedings in criminal cases, passed May first, one thousand eight hundred and fifty-one, having had the same under consideration, respectfully report it back, with a substitute, and recommend the passage of the substitute.

BROWN, Chairman.

Mr. Goodall made the following report:

MR. SPEAKER:—The Alpine and Mono delegations, to whom was referred Assembly bill No. 24, an Act to define and establish the boundaries of Mono County, have had the same under consideration, and report it back, with an amendment, and recommend its passage.

GOODALL, for Delegation.

Mr. Wiggin presented a report from the disbursing officers of the Second Brigade, California Militia.

[For report, see Appendix.]

MOTIONS AND RESOLUTIONS.

On motion of Mr. Sexton, the usual number of copies were ordered printed of Assembly bill No. 114, an Act providing for Land Commissioners for the Counties of Nevada, Placer, Sacramento, El Dorado, and Sierra.

Mr. Hopper offered a resolution providing for a committee of three to investigate the affairs of the Board of State Swamp Land Commissioners.

Mr. Lupton moved to amend by making it a concurrent resolution for a joint committee of three from each House.

Accepted.

The resolution as amended was adopted.

Mr. Pattison offered the following resolution :

Resolved, That we do now rescind concurrent resolution of yesterday, by which the printing of the President's message was ordered.

On which, Messrs. Lupton, Leech, and Pattison, demanded the ayes and noes, and the resolution was lost, by the following vote :

AYES—Messrs. Anthony, Batchelder, Bosquit, Campbell, Chamberlain, Clayton, Collier, Corey, Dornin, Greene, Hamlin, Hatch, Hunt of Santa Clara, Ireland, Leech, Meredith Murch, Pattison, Perrin, Sexton, Sherwood, Smith of El Dorado, Taylor, Wiggin, Zuck, and Mr. Speaker—26.

NOES—Messrs. Ayer, Bledsoe, Bowman, Brown of Tulare, Bugbee, Chase, Dorr, Downing, Dutton, Dwyer, Eagar, Frink, Goodwin, Hansbrow, Hawkins, Hearst, Hill, Hoag, Hogle, Holden, Hopper, Huestis, Hunt of Sacramento, Kidder, Lee, Lemon, Long, Lupton, Luttrell, Mace, Maholmb, McClelland, Olds, Parrish, Peterson, Reed, Sawyer, Satterwhite, Singleton, Smith of Butte, Steele, Stewart, Tilden, Ward, and Wilson—45.

Mr. Bugbee offered the following resolution :

Resolved, That the Committee on Education, as soon as convenient, be allowed time to visit the State Reform School, the State Normal School, and the Deaf and Dumb Asylum.

Referred to the Committee on Education.

Mr. Brown of Contra Costa offered the following resolution :

Resolved, That the usual number of copies be printed of Assembly bill No. 60, for the use of this House.

Adopted.

On motion of Mr. Holden, Assembly joint resolutions No. 3 were made the special order for twelve o'clock M.

MESSAGE FROM THE SENATE.

The following message was received from the Senate :

SENATE CHAMBER,
January 10th, 1865. }

MR. SPEAKER :—The Senate, on yesterday, passed, under a suspension

of the rules, Senate bill No. 93, an Act to provide for fixing the time for holding the District Court in Mariposa County;

Also, passed Assembly bill No. 38, an Act to abolish the Board of Commissioners of the Funded Debt of the City of San José;

Also, passed Assembly bill No. 66, an Act to amend an Act entitled an Act to fund the debt of San Bernardino County, approved February twenty-sixth, eighteen hundred and fifty-nine.

CHAS. W. GORDON,
Assistant Secretary.

The rules were suspended, and Senate bill No. 93, above reported, was read third time, and passed.

NOTICES OF BILLS.

Notices of the introduction of bills were given as follows:

By Mr. Perrin, for an Act to authorize the Board of Supervisors of the County of Tuolumne to take and subscribe fifty thousand dollars to the capital stock of the Stockton and Copperopolis Railroad Company, and to provide for the payment of the same, and other matters relating thereto.

By Mr. Peterson, for an Act to amend an Act entitled an Act to restrict the herding of sheep, approved May eighteenth, eighteen hundred and sixty one.

INTRODUCTION OF BILLS.

Bills were introduced as follows:

By Mr. Anthony, for an Act to amend an Act entitled an Act to provide for the maintenance and supervision of common schools, approved April sixth, eighteen hundred and sixty-three.

Read first and second times, and referred to the Committee on Education.

By Mr. Hunt of Santa Clara, for an Act for the relief of privates and non-commissioned officers who belonged to the First and Fifth Regiments of Infantry and First Regiment of Cavalry, California Volunteers, who were mustered out of service in the Territories of New Mexico and Arizona, and the State of Texas.

Read first and second times, and referred to the Committee on Military Affairs.

By Mr. Lee, for an Act to authorize the legal voters of Alpine County to locate the county seat of said county by a special election.

Read first and second times, and ordered on file.

By Mr. Frink, for an Act to change the names of Edwin Webster Stewart and Sarah E. Stewart, to Webster Smith and Sarah E. Smith.

Read first and second times, and ordered on file.

By Mr. Sherwood, for an Act amendatory of an Act entitled an Act to regulate fees in office in the County of Yuba, approved April twenty-first, eighteen hundred and sixty.

Read first and second times, and referred to the Yuba delegation.

By Mr. Reed, for an Act to pay the claim of Peter McGraw.

Read first and second times, and referred to the Committee on Claims.

By Mr. Howard, for an Act to provide for the expropriation of lands and waters for the public use.

Read first and second times, and referred to the Committee on Corporations, and the usual number ordered printed.

On motion of Mr. Hunt of Santa Clara, the rules were suspended, and Assembly bill No. 95, an Act to legalize the assessment for taxes for the revenue years commencing on the first Monday of March, in the years eighteen hundred and sixty-four and eighteen hundred and sixty-five, in the County of Santa Clara, was taken up, substitute adopted, considered engrossed, read third time, and passed.

SPECIAL ORDER.

Assembly bill No. 50, an Act to facilitate the adjustment of the differences between the United States and the State in relation to the several grants of land made by Congress, and to protect the purchasers of the State in their titles.

Mr. Luttrell offered a resolution as a substitute.

Ruled out of order.

Mr. Howard offered a substitute.

Mr. Luttrell moved to lay on the table.

Upon which, the ayes and noes were demanded, by Messrs. Chamberlain, Hunt of Santa Clara, and Goodwin, and the motion to lay on the table was lost, by the following vote:

AYES—Messrs. Anthony, Chamberlain, Collier, Corey, Dorr, Dwyer, Goodwin, Hansbrow, Hill, Hopper, Hunt of Sacramento, Hunt of Santa Clara, Ireland, Luttrell, Maholmb, Meredith, Pattison, Sexton, Singleton, Smith of El Dorado, Tilden, Ward, and Zuck—23.

NOES—Messrs. Ayer, Batchelder, Bledsoe, Bosquit, Bowman, Brown of Contra Costa, Brown of Tulare, Bugbee, Campbell, Chappell, Chase, Clayton, Dornin, Downing, Dutton, Eagar, Frink, Goodall, Greene, Hamlin, Hatch, Hawkins, Hearst, Hoag, Hogle, Holden, Hollister, Howard, Huestis, Kidder, Kurtz, Lemon, Long, Lupton, Mace, McClelland, Murch, Olds, Parrish, Perrin, Peterson, Reed, Sawyer, Satterwhite, Sherwood, Smith of Butte, Steele, Stewart, Wiggin, Wilcox, Wilson, and Mr. Speaker—53.

On motion of Mr. Greene, Assembly joint resolution No. 3, relative to the sale of public lands of this State, was taken up and amended.

At twelve o'clock and forty minutes p. m., Mr. Anthony moved to take a recess of ten minutes.

Lost.

At twelve o'clock and forty-five minutes p. m., Mr. Hopper moved to adjourn.

Upon which, Messrs. Sherwood, Stewart, and Peterson, demanded the ayes and noes, and the motion was lost, by the following vote:

AYES—Messrs. Anthony, Ayer, Bugbee, Campbell, Chamberlain, Dorr, Dwyer, Hill, Hopper, Ireland, Lemon, Long, Luttrell, Maholmb, Meredith, Murch, Singleton, Smith of El Dorado, Steele, Tilden, Wiggin, Wilson, and Mr. Speaker—23.

NOES—Messrs. Batchelder, Bledsoe, Bosquit, Brown of Contra Costa, Brown of Tulare, Chappell, Collier, Corey, Dornin, Downing, Eagar, Goodall, Goodwin, Greene, Hamlin, Hatch, Hawkins, Hoag, Hogle, Holden, Hollister, Howard, Huestis, Hunt of Sacramento, Hunt of Santa Clara, Kidder, Lecch, Mace, McClelland, Olds, Parrish, Pattison, Peterson, Reed, Sawyer, Sexton, Sherwood, Smith of Butte, Stewart, Taylor, and Ward—41.

Mr. Hearst moved to refer to the Committee on Mines and Mining Interests.

Withdrawn.

Mr. Hearst moved to refer to a special committee of three.

Lost

Mr. Luttrell moved to make it the special order for Saturday next, at twelve o'clock *v*, and the usual number ordered printed.

Mr. Hopper moved to amend by inserting "Friday."

The amendment was accepted.

The motion as amended was lost.

At one o'clock and fifteen minutes *p. m.*, Mr. Long moved to adjourn.

Upon which, Messrs. Sexton, Stewart, and Sherwood, demanded the ayes and noes, and the House refused, by the following vote :

AYES—Messrs. Bosquit, Bowman, Brown of Tulare, Campbell, Chamberlain, Chase, Clayton, Dorr, Goodall, Hearst, Hill, Hunt of Santa Clara, Ireland, Leech, Long, Luttrell, McClelland, Murch, Parrish, Singleton, Smith of El Dorado, Steele, Tilden, Ward, Wilson, and Zuck—26.

NOES—Messrs. Anthony, Ayer, Batchelder, Bledsoe, Chappell, Collier, Corey, Dornin, Downing, Dutton, Dwyer, Eagar, Frink, Goodwin, Greene, Hamlin, Hansbrow, Hatch, Hawkins, Hogle, Holden, Howard, Huestis, Hunt of Sacramento, Kidder, Kurtz, Lemon, Lupton, Meredith, Olds, Pattison, Perrin, Reed, Sawyer, Satterwhite, Sexton, Sherwood, Smith of Butte, Stewart, Taylor, Wiggin, and Mr. Speaker—43.

The resolutions as amended were then adopted.

Assembly bill No. 50 was again considered, and substitute adopted.

At two o'clock *p. m.*, Mr. Chase moved to adjourn

Upon which, Messrs. Sexton, Stewart, and Sherwood, demanded the ayes and noes, and the House refused, by the following vote :

AYES—Messrs. Bowman, Chamberlain, Chase, Clayton, Dorr, Dwyer, Goodall, Hansbrow, Hearst, Hopper, Ireland, Leech, Maholmb, Murch, Sawyer, Sexton, and Wilson—17.

NOES—Messrs. Anthony, Ayer, Batchelder, Bledsoe, Bosquit, Brown of Contra Costa, Brown of Tulare, Bugbee, Chappell, Collier, Corey, Dornin, Downing, Dutton, Goodwin, Greene, Hatch, Hawkins, Hill, Hoag, Hogle, Holden, Hollister, Howard, Huestis, Hunt of Sacramento, Hunt of Santa Clara, Kidder, Kurtz, Lemon, Long, Lupton, Luttrell, Mace, McClelland, Olds, Parrish, Pattison, Perrin, Peterson, Reed, Satterwhite, Sherwood, Singleton, Smith of Butte, Smith of El Dorado, Steele, Stewart, Taylor, Tilden, Wiggin, Wilcox, and Mr. Speaker—53.

Mr. Maholmb moved that the House take a recess for one hour.

Lost.

Mr. Luttrell offered an amendment.

Mr. Hopper offered an amendment to the amendment.

Upon which, Messrs. Chamberlain, Corey, and Hunt of Santa Clara, demanded the ayes and noes, and the amendment was lost, by the following vote :

AYES—Messrs. Anthony, Batchelder, Bugbee, Chamberlain, Clayton, Collier, Dorr, Dwyer, Goodwin, Hansbrow, Hatch, Hill, Hogle, Hopper, Hunt of Sacramento, Hunt of Santa Clara, Ireland, Leech, Luttrell,

Mace, Maholmb. Meredith, Murch, Pattison, Perrin, Peterson, Sexton, Singleton, Smith of El Dorado, Taylor, Tilden, and Zuck—32.

NOES—Messrs Ayer, Bledsoe, Bosquit, Bowman, Brown of Contra Costa, Brown of Tulare, Chappell, Chase, Corey, Dornin, Downing, Dutton, Eagar, Goodall, Greene, Hamlin, Hawkins, Hearst, Hoag, Holden, Hollister, Howard, Huestis, Kidder, Kurtz, Lemon, Long, Lupton, McClelland, Olds, Parrish, Reed, Sawyer, Satterwhite, Sherwood, Smith of Butte, Steele, Stewart, Wiggin, Wilcox, and Mr. Speaker—41.

Mr. Sherwood offered the following amendment to section two of the bill: After the words "the sum of," insert "two thousand dollars."

Lost.

Mr. Luttrell moved to amend the amendment.

Withdrawn

Mr. Hopper offered an amendment to the amendment of Mr. Sherwood.

Lost.

Upon which, Messrs. Clayton, Hunt of Santa Clara, and Sherwood, demanded the ayes and noes, and the amendment of Mr. Sherwood was lost, by the following vote:

AYES—Messrs. Ayer, Batchelder, Bledsoe, Clayton, Collier, Corey, Frink, Hawkins, Hogle, Holden, Hunt of Sacramento, Hunt of Santa Clara, Ireland, Lee, Lupton, Murch, Perrin, Reed, Sherwood, Smith of El Dorado, Stewart, Taylor, and Zuck—23.

NOES—Messrs Anthony, Bosquit, Bowman, Brown of Tulare, Chamberlain, Chappell, Chase, Dorr, Dornin, Downing, Dutton, Eagar, Goodwin, Greene, Hamlin, Hansbrow, Hatch, Hearst, Hill, Hollister, Hopper, Howard, Huestis, Kidder, Leech, Long, Luttrell, Mace, Maholmb, McClelland, Meredith, Olds, Parrish, Pattison, Sawyer, Satterwhite, Sexton, Singleton, Smith of Butte, Steele, Tilden, Wiggin, Wilcox, and Mr. Speaker—44.

Mr. Hopper offered the following amendment to the first section of the bill: Insert after the name of the Surveyor-General, the words "and Cornelius Cole."

Mr. Goodwin moved to amend the amendment.

Lost.

Messrs. Bowman, Hill, and Singleton, demanded the previous question. Sustained.

Upon which, Messrs. Hill, Hopper, and Maholmb, demanded the ayes and noes, and the amendment of Mr. Hopper was lost, by the following vote:

AYES—Messrs. Ayer, Batchelder, Dwyer, Goodwin, Hill, Hopper, Hunt of Sacramento, Ireland, Luttrell, Murch, Pattison, Sexton and Sherwood—13.

NOES—Messrs Anthony, Bledsoe, Bosquit, Bowman, Brown of Contra Costa, Brown of Tulare, Bugbee, Chamberlain, Chappell, Chase, Clayton, Collier, Corey, Dorr, Dornin, Downing, Dutton, Eagar, Frink, Goodall, Greene, Hamlin, Hansbrow, Hatch, Hawkins, Hearst, Holden, Hollister, Howard, Huestis, Hunt of Santa Clara, Kidder, Kurtz, Lemon, Long, Lupton, Mace, Maholmb, McClelland, Meredith, Olds, Parrish, Perrin, Peterson, Reed, Sawyer, Satterwhite, Singleton, Smith of Butte, Smith of El Dorado, Steele, Stewart, Taylor, Tilden, Wiggin, Wilcox, and Mr. Speaker—57.

On the engrossment of the bill, Messrs. Corey, Goodwin, and Dorr, demanded the ayes and noes, and the bill was ordered engrossed, by the following vote:

AYES—Messrs. Anthony, Ayer, Bledsoe, Bosquit, Bowman, Brown of Contra Costa, Brown of Tulare, Bugbee, Chappell, Dornin, Eagar, Frink, Greene, Hamlin, Hansbrow, Hatch, Hawkins, Hoag, Holden, Hollister, Howard, Huestis, Kidder, Kurtz, Lemon, Long, Lupton, McClelland, Meredith, Olds, Pattison, Perrin, Reed, Sawyer, Satterwhite, Sherwood, Smith of Butte, Steele, Stewart, Taylor, Wiggin, Wilcox, and Mr. Speaker—43.

NOES—Messrs. Batchelder, Chamberlain, Chase, Clayton, Collier, Corey, Dorr, Downing, Dutton, Dwyer, Goodall, Goodwin, Hill, Hogle, Hopper, Hunt of Sacramento, Hunt of Santa Clara, Ireland, Leech, Luttrell, Mace, Maholmb, Murch, Parrish, Peterson, Sexton, Singleton, Smith of El Dorado, Tilden, and Zuck—30.

Mr. Howard moved to suspend the rules to read the bill a third time.

Withdrawn.

At two o'clock and forty-five minutes P. M., Mr. Bowman moved to adjourn

Upon which, Messrs. Sexton, Batchelder, and Peterson, demanded the ayes and noes, and the House refused, by the following vote:

AYES—Messrs. Anthony, Ayer, Bosquit, Bowman, Brown of Tulare, Chamberlain, Corey, Dorr, Downing, Hamlin, Hunt of Santa Clara, Ireland, Lemon, Long, Murch, Parrish, Sexton, Singleton, Smith of El Dorado, and Mr. Speaker—20.

NOES—Messrs. Batchelder, Bledsoe, Brown of Contra Costa, Bugbee, Chappell, Chase, Clayton, Collier, Dornin, Dutton, Dwyer, Eagar, Frink, Goodall, Goodwin, Greene, Hansbrow, Hatch, Hawkins, Hill, Hogle, Holden, Hopper, Howard, Huestis, Hunt of Sacramento, Kidder, Kurtz, Leech, Lupton, Luttrell, Mace, Maholmb, McClelland, Meredith, Olds, Pattison, Perrin, Peterson, Reed, Sawyer, Satterwhite, Sherwood, Smith of Butte, Steele, Stewart, Taylor, Tilden, Wiggin, and Wilcox—50.

By leave, Mr. Clayton introduced an Act to pay the claim of Chase & Boruck for advertising.

Read first and second times, and referred to the Committee on Claims.

On motion of Mr. Chamberlain, a call of the House was ordered.

Messrs. Braly, Coghlan, Hearst, Hollister, Kurtz, Lemon, Wilson, and Zuck, were absent

Messrs. Zuck and Wilson were excused.

Mr. Lupton moved to suspend further proceedings under the call.

On motion of Mr. Sawyer, at two o'clock and fifty-five minutes P. M., the House adjourned.

IN ASSEMBLY.

HOUSE OF ASSEMBLY,
Thursday, January 11th, 1866. }

House met pursuant to adjournment.

Speaker in the Chair.

Roll called.

Quorum present.

Prayer by the Chaplain.

Journal of yesterday read and approved.

Mr. Frink rose to a question of privilege.

Mr. Lee presented a petition from citizens of Alpine County.

Referred to the delegations from Alpine and Amador Counties.

Mr. Greene presented a petition from Messrs. Bours, Parker, and Bradley.

Referred to the Committee on Claims.

Also, a petition from C. T. Megerle.

Referred to the Committee on Swamp and Overflowed Lands.

REPORTS.

Mr. Hunt of Sacramento, Chairman of the Committee on Claims, made the following report:

MR. SPEAKER:—The Committee on Claims, to whom was referred the claim of Geo. C. Haswell for services rendered to and by order of the Committee on Elections, respectfully report that this committee are satisfied that it is a matter not properly within the province of their duties; that said account, having been passed upon, and reported by the Committee on Elections, the proper course is for the House to act upon the resolution accompanying said report, and should properly be paid out of the Contingent Fund of this House, which would not be the source from whence it would come in case a bill is passed.

HUNT,
BATCHELDER,
SEXTON,
CAMPBELL.

Mr. Hunt of Sacramento, Chairman of the Committee on Claims, also made the following report:

MR. SPEAKER:—The Committee on Claims, to whom was referred Senate bill No. 2, an Act making appropriations for the payment of the per diem and mileage of Presidential Electors, have had the same under consideration, and report the same back, and recommend its passage;

Also, Senate bill No 30, an Act to appropriate money for the payment of the claims of the Lady Adams Company, and Halleck, Peachy & Billings, and report the same back, and recommend its passage;

Also, Assembly bill No 76, an Act to authorize the Controller of State to issue duplicate warrants to August Steurer, and report the same back, and recommend its passage.

HUNT, Chairman.

The resolution above reported was, on motion of Mr. Hansbrow, adopted.

Mr. Wilcox, Chairman of the Committee on Corporations, made the following report:

Mr. SPEAKER:—The Committee on Corporations, to whom was referred Senate bill No. 15, an Act concerning corporations, have had the same under consideration, and report the same back, and recommend its passage.

WILCOX, Chairman.

Mr. Meredith, Chairman of the Committee on Mileage, made the following report:

Mr. SPEAKER:—The Committee on Mileage present the following resolution:

Resolved. That fifty-two dollars each, payable out of the Contingent Fund of the Assembly, be allowed Assemblymen Hogle, Olds, Campbell, Sexton, Batchelder, Coghlan, and Chase, as mileage for travelling to and from San Quentin while in the discharge of committee duties.

MEREDITH, Chairman.

The resolution reported was adopted.

Mr. Brown of Contra Costa, Chairman of the Judiciary Committee, made the following report:

Mr. SPEAKER:—The Judiciary Committee, to whom was referred Assembly bill No. 110, an Act entitled an Act to amend an Act entitled an Act to fix the salaries of judicial officers, and provide for the payment of the same, have had the same under consideration, and respectfully report it back to the Assembly, with a substitute, and recommend the passage of the substitute;

Also, Assembly bill No. 111, an Act entitled an Act to amend an Act entitled an Act to regulate proceedings in criminal cases, and respectfully report the same back, with a substitute, and recommend that the substitute pass;

Also, Assembly bill No. 2, an Act entitled an Act for the better punishment of persons who shall be more than once convicted of felony or petit larceny, and respectfully report the same back to the Assembly, and recommend that it do not pass.

BROWN, Chairman.

On motion of Mr. Mace, Assembly bill No. 57, an Act to create a Board of Water Commissioners for the Counties of Fresno and Merced, and to define their powers and duties, was referred to the Fresno delegation.

Mr. Mace introduced an Assembly joint resolution requesting the pardon of Jefferson Davis.

Mr. Chamberlain moved to indefinitely postpone.

Mr. Sherwood offered a substitute requesting the speedy trial of Jefferson Davis.

Mr. Lee offered an amendment to the substitute.

Accepted.

On which, the ayes and noes were demanded, by Messrs. Sherwood, Bugbee, and Ayre, and the substitute was adopted, by the following vote:

AYES—Messrs. Anthony, Ayer, Batchelder, Bosquit, Bowman, Brown of Contra Costa, Bugbee, Campbell, Chamberlain, Clayton, Collier, Corey, Dorr, Dornin, Dutton, Dwyer, Eagar, Frink, Goodall, Greene, Hamlin, Hansbrow, Hatch, Hill, Hogle, Hopper, Howard, Huestis, Hunt of Santa Clara, Ireland, Kidder, Kurtz, Lee, Leech, Lemon, Long, Luttrell, Maholmb, Meredith, Murch, Olds, Pattison, Perrin, Reed, Sawyer, Sexton, Sherwood, Singleton, Smith of Butte, Smith of El Dorado, Steele, Stewart, Taylor, Wiggin, Wilson, Zuck, and Mr. Speaker—57.

NOES—Messrs. Bledsoe, Brown of Tulare, Chappell, Chase, Coghlan, Downing, Goodwin, Hawkins, Hearst, Hoag, Holden, Hollister, Lupton, Mace, McClelland, Parrish, Peterson, Satterwhite, Ward, and Wilcox—20.

Messrs. Downing, Hawkins, and Chappell, explained their votes.

The hour having arrived for the consideration of the special order of the day, it was, on motion of Mr. Wilcox, postponed till after the consideration of the resolution.

Mr. Wilcox offered an amendment.

Withdrawn.

Mr. Bowman offered an amendment.

Accepted.

Mr. Chamberlain withdrew his motion to indefinitely postpone.

Mr. Downing renewed the motion.

The House refused to postpone.

On the adoption of the resolution as amended, the ayes and noes were demanded, by Messrs. Peterson, Collier, and Bugbee, and the resolution was adopted, by the following vote:

AYES—Messrs. Anthony, Ayer, Batchelder, Bosquit, Bowman, Brown of Contra Costa, Bugbee, Campbell, Chamberlain, Chappell, Clayton, Collier, Dorr, Dornin, Dutton, Dwyer, Eagar, Frink, Goodall, Greene, Hamlin, Hansbrow, Hatch, Hill, Hogle, Hollister, Hopper, Howard, Huestis, Hunt of Santa Clara, Ireland, Kidder, Kurtz, Lee, Leech, Lemon, Luttrell, Maholmb, Meredith, Murch, Olds, Pattison, Perrin, Reed, Sawyer, Sexton, Sherwood, Singleton, Smith of Butte, Smith of El Dorado, Steele, Stewart, Taylor, Tilden, Wiggin, Wilson, Zuck, and Mr. Speaker—58.

NOES—Messrs. Bledsoe, Brown of Tulare, Chase, Coghlan, Corey, Downing, Goodwin, Hawkins, Hearst, Hoag, Holden, Long, Lupton, Mace, McClelland, Parrish, Peterson, Satterwhite, Ward, and Wilcox—20.

The House refused to excuse Mr. Huestis from voting.

Messrs. Long, Downing, Chappell, and Luttrell, explained their votes.

Mr. Wilson, Chairman of the Committee on Engrossment, made the following report:

MR. SPEAKER:—The Committee on Engrossment have examined, and found correctly engrossed, Assembly concurrent resolution No 7, granting leave of absence to John W. Ackerson, County Treasurer of San Mateo County;

Also, Assembly concurrent resolution No. 24, relating to private land claims;

Also, substitute for Assembly bill No. 50, an Act to facilitate the adjustment of the differences between the United States and the State in relation to the several grants of land made by Congress, and to protect the purchasers of the State in their titles;

Also, Assembly bill No. 47, an Act to provide for the collection of information relating to the agricultural and other industrial pursuits of this State;

Also, Assembly bill No. 65, an Act empowering railroad companies to employ police force;

Also, Assembly bill No. 84, an Act to authorize the Board of Supervisors of Mariposa County to levy an additional tax for county expenditures;

Also, Assembly bill No. 103, an Act to abolish the office of Tax Collector in Shasta County;

Also, Assembly bill No. 104, an Act to consolidate certain offices in Shasta County;

Also, Assembly bill No. 108, an Act to change the name of Eliza Crowley to Eliza Smith;

Also, Assembly bill No. 106, an Act to legalize assessments in the County of Alpine;

Also, substitute for Assembly bill No. 95, an Act to legalize assessments for taxes for the fiscal years commencing on the first Monday of March, in the years A. D. eighteen hundred and sixty-four and A. D. eighteen hundred and sixty-five, in the County of Santa Clara

WILSON, Chairman.

MESSAGE FROM THE SENATE.

On motion of Mr. Wilcox, the following message from the Senate was taken up:

SENATE CHAMBER,
January 11th, 1866. }

MR. SPEAKER:—I am directed to inform the Assembly that the Senate, this day, amended and passed Assembly bill No. 107, an Act concerning roads and highways in the County of Mariposa, and ask the concurrence of the Assembly in the amendments.

JOHN WHITE,
Secretary.

The House concurred in Senate amendments to Assembly bill No. 107, above reported.

At twelve o'clock and twenty-five minutes P. M., on motion of Mr. Chamberlain, the House took a recess for half an hour.

HOUSE RE-ASSEMBLED.

At twelve o'clock and fifty-five minutes P. M., the House re-assembled. Speaker in the Chair.

SPECIAL ORDER.

Contested election case of Johnson v. Kurtz.

Mr. Lupton moved to postpone the special order to Thursday next at twelve o'clock M.

On motion of Mr. Chamberlain, a call of the House was ordered.

The roll was called, and on motion of Mr. Chamberlain, further proceedings under the call were dispensed with.

Mr. Lupton withdrew his motion to postpone.

Mr. Long renewed the motion.

The House refused to postpone.

Mr. Chase moved a call of the House.

Lost.

Mr. Lee offered the following substitute to Mr. Eagar's resolution declaring G. A. Johnson, Esq., entitled to the seat now occupied by Mr. D. B. Kurtz :

Resolved, That the matter of the contested election of Johnson v. Kurtz be referred back to the committee, with instructions to send by mail or express for a certified copy of the poll list of Colorado Precinct of said county.

On motion of Mr. Long, Mr. Moore, counsel for the contestant, was invited to take a seat in the House.

On motion of Mr. Chamberlain, Mr. Moore was invited to take the floor.

Mr. Lupton moved to suspend the rules relating to the previous question.

Lost.

The previous question was demanded, by Messrs. Sherwood, Anthony, and Singleton.

Sustained.

Upon which, Messrs. Hoag, Luttrell, and Long, demanded the ayes and noes, and the amendment of Mr. Lee was adopted, by the following vote :

AYES—Messrs. Batchelder, Bledsoe, Brown of Tulare, Campbell, Chappell, Chase, Dornin, Downing, Goodwin, Hansbrow, Hatch, Hawkins, Hearst, Hoag, Holden, Hollister, Hopper, Huestis, Leech, Lemon, Long, Lupton, Luttrell, Mace, Maholmb, McClelland, Olds, Parrish, Pattison, Peterson, Reed, Satterwhite, Sexton, Smith of El Dorado, Steele, Taylor, Tilden, Ward, and Zuck—39.

NOES—Messrs. Anthony, Ayer, Bosquit, Bowman, Bugbee, Chamberlain, Clayton, Coghlan, Collier, Corey, Dorr, Dutton, Dwyer, Eagar, Goodall, Hamlin, Hill, Hogle, Howard, Hunt of Santa Clara, Ireland, Kidder, Murch, Perrin, Sawyer, Sherwood, Singleton, Smith of Butte, Stewart, Wiggin, Wilcox, Wilson, and Mr. Speaker—33.

On the adoption of the resolution as amended, Messrs. Long, Hoag, and Luttrell, demanded the ayes and noes, and the resolution was adopted, by the following vote, Messrs. Frink, Lee, and Kurtz, being excused from voting :

AYES—Messrs. Anthony, Ayer, Batchelder, Bledsoe, Campbell, Chappell, Chase, Dornin, Downing, Dwyer, Eagar, Goodwin, Hamlin, Hatch, Hawkins, Hearst, Hoag, Holden, Hollister, Hopper, Huestis, Leech, Lemon, Long, Lupton, Luttrell, Mace, Maholmb, McClelland, Meredith, Olds, Parrish, Pattison, Peterson, Satterwhite, Sexton, Singleton, Smith of El Dorado, Steele, Taylor, Tilden, Ward, and Zuck—43.

NOES—Messrs. Bosquit, Bowman, Brown of Tulare, Bugbee, Chamberlain, Clayton, Coghlan, Collier, Corey, Dorr, Dutton, Goodall, Hansbrow,

Hill, Hogle, Howard, Hunt of Santa Clara, Ireland, Kidder, Murch, Per-
rin, Reed, Sawyer, Sherwood, Smith of Butte, Stewart, Wiggin, Wilcox,
and Mr. Speaker—29.

Mr. Wilcox moved to indefinitely postpone the whole matter.

Ruled out of order.

At three o'clock and forty minutes P. M., on motion of Mr. Anthony,
the House adjourned.

IN ASSEMBLY.

HOUSE OF ASSEMBLY,
Friday, January 12th, 1866. }

House met pursuant to adjournment.

Speaker in the Chair.

Roll called.

Quorum present.

Prayer by the Chaplain.

Mr. Wilson had indefinite leave of absence.

Journal of yesterday read and approved.

Mr. Pattison moved to reconsider the vote by which the contested
election case of Johnson vs. Kurtz was recommitted.

Mr. Holden rose to a point of order.

Overruled.

Mr. Long appealed from the decision of the Chair.

Mr. Pattison withdrew his motion

Mr. McClelland presented a petition from citizens of San Francisco.

Referred to the San Francisco delegation.

REPORTS.

Mr. Hunt of Santa Clara made the following report:

MR. SPEAKER:—The committee to whom was referred the resolution
asking leave of absence for the Committee on Education to visit the
Reform School, State Normal School, and Asylum for the Deaf, Dumb,
and Blind, having had the same under consideration, report it back, with
an amendment, and recommend its passage as amended.

In making this recommendation, the committee would respectfully
suggest that the institutions in question are strictly within the educa-
tional interests of the State, and as propositions of importance respecting
them will come before the present Legislature, it is desirable that care-
ful inquiry be made into the condition and wants of each, and a report
thereon submitted to the House.

HUNT of Santa Clara, for Committee.

Mr. Wilcox, Chairman of the Committee on Corporations, made the
following report:

MR. SPEAKER:—The Committee on Corporations, to whom was referred
Assembly bill No. 97, an Act to authorize the Masonic Hall Association

of the City of San Francisco to increase its capital stock, have had the same under consideration, and report it back to the House, and recommend that it pass.

WILCOX, Chairman.

Mr. Singleton, from the Committee on Engrossment, made the following report:

Mr. SPEAKER:—The Committee on Engrossment have examined, and found correctly engrossed, substitute for Assembly bill No. 31, an Act concerning fees in office in the County of Mendocino;

Also, Assembly bill No. 85, an Act imposing further duties upon the Board of Supervisors of Mariposa County;

Also, Assembly bill No. 112, an Act to amend an Act entitled an Act concerning roads and highways in the County of Plumas, approved April twenty-fifth, eighteen hundred and sixty-three.

SINGLETON, for Committee.

Mr. Hunt of Sacramento, Chairman of the Committee on Claims, made the following report:

Mr. SPEAKER:—The Committee on Claims, to whom was referred Senate bill No. 19, an Act to pay the claim of the Bailiff and Porter of the Supreme Court, amounting to six hundred and eighty-seven dollars, having had the same under consideration, beg leave to report the bill back, and recommend its passage;

Also, Assembly bill No. 56, an Act for the relief of the County Treasurer of Lake County, amounting to one thousand one hundred and sixteen dollars and seventy-eight cents, report it back, and recommend its passage;

Also, Assembly bill No. 125, an Act to pay the claim of Chase & Boruck for advertising, amounting to ninety-two dollars and fifty cents, report the same back, and recommend its passage;

Also, Assembly bill No. 46, an Act to appropriate money to pay the claim of O. M. Claves for printing, amounting to four hundred and twenty-six dollars and ninety-eight cents, report the same back, with an amendment, and recommend its passage as amended;

Also, Assembly bill No. 39, an Act to appropriate money to pay the claim of A. S. Bender for services rendered as Clerk, etc., to the commission surveying the eastern boundary, amounting to four hundred and fifty dollars, report the same back, and recommend its passage;

Also, Assembly bill No. 123, an Act to pay the claim of Peter McGraw, report the same back, and recommend that it do not pass.

HUNT, Chairman.

Mr. Chamberlain, Chairman of the Committee on Federal Relations, made the following report:

Mr. SPEAKER:—The Committee on Federal Relations, to whom was referred Assembly joint resolution No. 5, concerning the establishment of a daily mail from the City of Stockton via Copperopolis to the Town of Murphy's, Calaveras County, having had the same under consideration, report the same back, and recommend its passage.

CHAMBERLAIN, Chairman.

Mr. Sherwood, Chairman of the Committee on Public Expenditures and Accounts, made the following report:

MR. SPEAKER:—The Committee on Public Expenditures and Accounts, having examined and found correct the following accounts, beg leave to report the same, and recommend the adoption of the accompanying resolution:

To whom due.	Amounts.
C. Rave, for locks and fixtures.....	\$45 68
C. H. Krebs, for dusters, etc.....	21 88
J. L. Merrill, for lamps, etc.....	15 40
John Brenner & Co., for furniture, etc.....	236 50
William Clark, for gas fitting.....	41 70
M. McManus, for room rent.....	25 00
F. Foster, for stationery.....	19 00
D. W. Clark, for gas fixtures.....	95 10
B. F. Connelly, for stoves, etc.....	108 50

Resolved, That the Controller of State be and is hereby authorized and directed to draw his warrants on the Contingent Fund of the Assembly, as follows:

In favor of C. Rave, for forty-five dollars and sixty-three cents;
 In favor of C. H. Krebs, for twenty-one dollars and eighty-eight cents;
 In favor of J. L. Merrill, for fifteen dollars and forty cents;
 In favor of John Brenner & Co., for two hundred and thirty-six dollars and fifty cents;
 In favor of William Clark, for forty-one dollars and seventy cents;
 In favor of M. McManus, for twenty-five dollars;
 In favor of F. Foster, for nineteen dollars;
 In favor of D. W. Clark, for ninety-five dollars and ten cents;
 In favor of B. F. Connelly, for one hundred and eight dollars and fifty cents.

SHERWOOD, Chairman.

The resolution above reported was adopted.

MOTIONS AND RESOLUTIONS.

Mr. Pattison renewed his motion to reconsider the vote whereby the contested election case of Johnson v. Kurtz was recommitted.

Mr. Chappell rose to a point of order, viz: that it was not in order to entertain the motion to reconsider without previous notice.

Overruled.

Messrs. Chappell and Holden appealed from the decision of the Chair.

Mr. Chappell withdrew his appeal.

Mr. Pattison withdrew his motion to reconsider.

Mr. Wilcox offered the following resolution:

Resolved, That the Committee on Elections be required to report back

to this House, immediately, the papers in the contested election case of Johnson v. Kurtz.

On the adoption of the resolution, Messrs. Wilcox, Dwyer, and Bowman, demanded the ayes and noes, and the resolution was adopted, by the following vote :

AYES—Messrs. Anthony, Ayer, Batchelder, Bosquit, Bowman, Brown of Contra Costa, Bugbee, Campbell, Chamberlain, Coghlan, Collier, Corey, Dorr, Dornin, Dutton, Dwyer, Eager, Goodall, Greene, Hamlin, Hansbrow, Hatch, Hill, Hogle, Howard, Hunt of Sacramento, Hunt of Santa Clara, Ireland, Kidder, Meredith, Murch, Pattison, Perrin, Sawyer, Sherwood, Singleton, Smith of Butte, Smith of El Dorado, Steele, Stewart, Tilden, Wiggin, Wilcox, Zuck, and Mr. Speaker—45.

NOES—Messrs. Bledsoe, Brown of Tulare, Chappell, Chase, Downing, Goodwin, Hawkins, Hearst, Hoag, Holden, Hollister, Hopper, Huestis, Leech, Long, Lupton, Luttrell, Mace, Maholmb, McClelland, Olds, Parrish, Peterson, Satterwhite, Sexton, Taylor, and Ward—27.

Mr. Hansbrow made the following report :

MR. SPEAKER:—The Committee on Elections, in accordance with the instructions of the House, report back to the House the papers in the case of Johnson v. Kurtz.

HANSBROW, for Committee.

Mr. Lupton offered the following resolution :

Resolved, That Mr. Kurtz is entitled to retain his seat as a member of this Assembly from San Diego County, and that Mr. Johnson has no right to such seat.

Mr. Yule offered the following as a substitute :

Resolved, That George A. Johnson, from the County of San Diego, is entitled to the seat on this floor now occupied by D. B. Kurtz.

Mr. Long moved to indefinitely postpone the whole matter.

On motion of Mr. Wilcox, a call of the House was ordered.

The roll was called, and the following members were absent without leave : Messrs. Chase, Clayton, Corey, Frink, Howard, and Tilden.

Messrs. Chase, Corey, Howard, and Tilden, appeared at the bar of the House and were excused.

Messrs. Clayton and Frink were excused without appearing.

On motion of Mr. Sawyer, further proceedings under the call were dispensed with.

On the motion to indefinitely postpone, Messrs. Yule, Leech, and Bowman, demanded the ayes and noes, and the motion was lost, by the following vote :

AYES—Messrs. Bledsoe, Bosquit, Brown of Tulare, Chase, Coghlan, Dornin, Goodwin, Greene, Hansbrow, Hatch, Hawkins, Hearst, Hoag, Holden, Hollister, Hopper, Hunt of Sacramento, Leech, Long, Lupton, Luttrell, Mace, Maholmb, McClelland, Parrish, Peterson, Satterwhite, Smith of Butte, Tilden, and Ward—30.

NOES—Messrs. Anthony, Ayer, Batchelder, Bowman, Brown of Contra Costa, Bugbee, Campbell, Chamberlain, Chappell, Collier, Corey, Dorr, Downing, Dutton, Dwyer, Eagar, Goodall, Hamlin, Hill, Hogle, Howard, Huestis, Hunt of Santa Clara, Ireland, Kidder, Lemon, Meredith, Murch, Olds, Pattison, Perrin, Reed, Sawyer, Sexton, Sherwood, Singleton, Smith of El Dorado, Steele, Stewart, Taylor, Wiggin, Wilcox, Zuck, and Mr. Speaker—44.

Mr. Lupton moved to postpone the whole matter till the twentieth of March next.

Messrs. Wilcox, Sherwood, and Stewart, demanded the previous question.

Sustained.

Upon which, Messrs. Lupton, Hoag, and Bledsoe, demanded the ayes and noes, and the house refused to postpone, by the following vote:

AYES—Messrs. Bledsoe, Brown of Tulare, Chase, Dornin, Hoag, Holden, Hollister, Leech, Long, Lupton, Luttrell, Mace, Maholmb, McClelland, Parrish, Peterson, Satterwhite, Sexton, and Ward—19.

NOES—Messrs. Anthony, Ayer, Batchelder, Bosquit, Bowman, Brown of Contra Costa, Bugbee, Campbell, Chamberlain, Chappell, Coghlan, Collier, Corey, Dorr, Downing, Dutton, Eagar, Goodall, Goodwin, Greene, Hamlin, Hatch, Hawkins, Hearst, Hill, Hogle, Hopper, Howard, Huestis, Hunt of Santa Clara, Ireland, Kidder, Lemon, Meredith, Murch, Olds, Pattison, Perrin, Reed, Sawyer, Sherwood, Singleton, Smith of Butte, Smith of El Dorado, Steele, Stewart, Taylor, Tilden, Wiggin, Wilcox, Zuck, and Mr. Speaker—52.

On the adoption of the substitute offered by Mr. Yule, Messrs. Bugbee, Meredith, and Peterson, demanded the ayes and noes, and the substitute was adopted, by the following vote:

AYES—Messrs. Anthony, Ayer, Bowman, Brown of Contra Costa, Bugbee, Chamberlain, Coghlan, Collier, Corey, Dorr, Dutton, Dwyer, Eagar, Goodall, Greene, Hamlin, Hatch, Hill, Hogle, Howard, Hunt of Santa Clara, Ireland, Kidder, Meredith, Murch, Pattison, Perrin, Reed, Sawyer, Sherwood, Singleton, Smith of El Dorado, Steele, Wiggin, Wilcox, Zuck, and Mr. Speaker—37.

NOES—Messrs. Batchelder, Bledsoe, Bosquit, Brown of Tulare, Campbell, Chappell, Chase, Dornin, Downing, Goodwin, Hawkins, Hearst, Hoag, Holden, Hollister, Hopper, Huestis, Leech, Lemon, Long, Lupton, Luttrell, Mace, Maholmb, McClelland, Olds, Parrish, Peterson, Satterwhite, Sexton, Smith of Butte, Stewart, Taylor, Tilden, and Ward—35.

On the adoption of the resolution as amended, the ayes and noes were demanded, by Messrs. Hoag, Long, and Meredith, and the resolution as amended was adopted, by the following vote:

AYES—Messrs. Anthony, Ayer, Bowman, Brown of Contra Costa, Bugbee, Chamberlain, Coghlan, Collier, Corey, Dorr, Dutton, Dwyer, Eagar, Goodall, Greene, Hamlin, Hatch, Hill, Hogle, Howard, Hunt of Santa Clara, Ireland, Kidder, Long, Meredith, Murch, Pattison, Perrin,

Reed, Sawyer, Sherwood, Singleton, Smith of El Dorado, Steele, Wiggin, Wilcox, Zuck, and Mr. Speaker—38.

NOES—Messrs. Batchelder, Bledsoe, Bosquit, Brown of Tulare, Campbell, Chappell, Chase, Dornin, Downing, Goodwin, Hawkins, Hearst, Hoag, Holden, Hollister, Hopper, Huestis, Leech, Lemon, Lupton, Luttrell, Mace, Maholmb, McClelland, Olds, Parrish, Peterson, Satterwhite, Sexton, Smith of Butte, Stewart, Taylor, Tilden, and Ward—34.

At four o'clock and ten minutes P. M., on motion of Mr. Eager, the House adjourned.

IN ASSEMBLY.

HOUSE OF ASSEMBLY,
Saturday, January 13th, 1866. }

House met pursuant to adjournment.

Speaker in the Chair.

Roll called.

Quorum present.

Prayer by the Chaplain.

Journal of yesterday read and approved.

Mr. Long rose to a question of privilege, and moved to suspend the Fifty-Ninth Rule, in order to make a motion of reconsideration.

Mr. Chamberlain rose to a point of order, viz: that it is not in order to move a reconsideration.

Sustained.

Mr. Long moved that the vote whereby Mr. Johnson was declared entitled to the seat held heretofore by Mr. Kurtz, be reconsidered.

Ruled out of order.

Mr. Long appealed from the decision of the Chair.

Upon which, Messrs. Luttrell, Chase, and Parrish, demanded the ayes and noes, and the decision of the Chair was sustained, by the following vote:

AYES—Messrs. Anthony, Ayer, Batchelder, Bosquit, Bowman, Brown of Contra Costa, Bugbee, Chamberlain, Chappell, Chase, Clayton, Coghlan, Collier, Corey, Dorr, Dornin, Downing, Dutton, Dwyer, Eagar, Frink, Goodall, Goodwin, Greene, Hamlin, Hansbrow, Hatch, Hawkins, Hearst, Hill, Hoag, Hogle, Holden, Hollister, Hopper, Howard, Huestis, Hunt of Sacramento, Hunt of Santa Clara, Ireland, Kidder, Lee, Leech, Lemon, Long, Luttrell, Mace, Maholmb, McClelland, Meredith, Murch, Olds, Parrish, Pattison, Perrin, Peterson, Reed, Sawyer, Sexton, Sherwood, Singleton, Smith of Butte, Smith of El Dorado, Steele, Stewart, Taylor, Tilden, Ward, Wiggin, Wilcox, and Zuck—71.

NOES—Messrs. Bledsoe, Brown of Tulare, Campbell, Lupton, and Satterwhite—5.

Messrs. Luttrell, Hansbrow, and Campbell, explained their votes.

PETITIONS.

Mr. Hunt of Santa Clara presented a petition from citizens of the

State of California for protection to the pre-emptor and laboring man against school land warrants.

Laid on the table.

Mr. Bowman presented a petition from citizens of the Second, Fourth, and Twelfth Districts of the City of San Francisco, for a grant of additional power to the San Francisco Board of Supervisors to expend five thousand dollars for the West End Engine Company.

Referred to the San Francisco delegation.

Mr. Greene presented a petition from holders of lands in San Joaquin County for an amendment to an Act to prevent the trespassing of animals upon private property in the Counties of Santa Barbara, San Luis Obispo, and Monterey, approved February third, eighteen hundred and sixty-four, so as to apply to a part of San Joaquin County.

Referred to the San Joaquin delegation.

Mr. Howard presented a petition from citizens of Santa Cruz County to change the boundaries of Santa Cruz and San Mateo Counties.

Referred to the San Mateo and Santa Cruz delegations.

REPORTS.

Mr. Eagar, Chairman of the Committee on Ways and Means, made the following report :

MR. SPEAKER :—The Committee on Ways and Means, to whom was referred Assembly bill No. 20, an Act to aid the County of Klamath in repairing and improving a road and trail from Trinidad to Sawyer's Bar, in said county, have had the same under consideration, and report it back, with a substitute, and recommend the passage of the substitute.

The committee, taking into consideration the impoverished condition of the County of Klamath, caused by Indian difficulties and by the floods of eighteen hundred and sixty-one and eighteen hundred and sixty-two, deem that the county needs and requires this assistance from the State; and in our opinion the State will have derived as much revenue from that county in four years' time as it would have done had not this appropriation been made. The peculiar situation of the county affairs is the only excuse in our minds for such an appropriation, and the committee would not have this understood as an established precedent.

EAGAR, Chairman.

Mr. Corey, Chairman of the Committee on Enrolment, made the following report :

MR. SPEAKER :—The Committee on Enrolment have examined, and found correctly enrolled, Assembly bill No. 13, an Act to change the name of Taylor Logan;

Also, Assembly bill No. 38, an Act to abolish the Board of Commissioners of the Funded Debt of the City of San José;

Also, Assembly bill No. 66, an Act to amend an Act entitled an Act to fund the debt of San Bernardino County, approved February twenty-sixth, eighteen hundred and fifty-nine;

Also, Assembly bill No. 107, an Act concerning roads and highways in the Counties of Mariposa and Tulare;

And on Friday, the twelfth day of January, eighteen hundred and sixty-six, at twelve o'clock and forty minutes P. M., delivered the same to the Governor for his approval.

COREY, Chairman.

Mr Sherwood, Chairman of the Committee on Public Expenditures and Accounts, made the following report :

MR. SPEAKER :—The Committee on Public Expenditures and Accounts, having examined and found correct the following accounts, beg leave to report the same, and recommend the adoption of the accompanying resolution :

To whom due.	Amounts.
Geo. I. Lytle, for Evening Bulletin to January 4th.....	\$104 00
Geo. I. Lytle, for Daily Independent to January 4th.....	18 00
Geo. I. Lytle, for Weekly Bulletin for session.....	54 00
Geo. I. Lytle, for Weekly Independent for session.....	96 00
Geo. I. Lytle, for Golden Era for session.....	117 00
R. Stuart, for Daily Alta to January 4th.....	24 00
R. Stuart, for Daily Flag to January 1th	22 00
D. E. Gordon, for Trinity Journal for session.....	36 00
John A. Tutt, for Daily Examiner to January 4th.....	44 00
John A. Tutt, for Weekly Examiner for session.....	30 00
D. E. Alexander, for Sonoma Democrat for session.....	34 00
J. Wagstaff & Co., for Union Record for session.....	24 00
A. J. King & Co., for Los Angeles News for session.....	39 00
Owen & Cottle, for San José Mercury for session.....	90 00
Dewey & Co., for Scientific Press for session.....	93 00
Chase & Boruck, for Spirit of the Times for session.....	264 00
H. G. McLean, for Weekly Mirror for session.....	42 00
R. M. Folger, for Alpine Chronicle for session.....	24 00
P. Banning, for Wilmington Journal for session.....	9 00
Hayes & Ballard, for Silver Mountain Bulletin.....	3 00

Resolved, That the Controller of State be and is hereby authorized and directed to draw his warrants on the Contingent Fund of the Assembly, as follows :

In favor of George I. Lytle, for three hundred and eighty-nine dollars ;

In favor of R. Stuart, for forty-six dollars ;

In favor of D. E. Gordon, for thirty-six dollars ;

In favor of John A. Tutt, for seventy-four dollars ;

In favor of D. E. Alexander, for thirty-four dollars ;

In favor of J. Wagstaff & Co., for twenty-four dollars ;

In favor of A. J. King & Co., for thirty-nine dollars ;

In favor of Owen & Cottle, for ninety dollars ;

In favor of Dewey & Co., for ninety-three-dollars ;

In favor of Chase & Boruck, for two hundred and sixty-four dollars ;

In favor of Henry G. McLean, for forty-two dollars ;

In favor of R. M. Folger, for twenty-four dollars ;

In favor of Wilmington Journal, for nine dollars ;

In favor of Hayes & Ballard, for three dollars.

SHERWOOD, Chairman.

The resolution above reported was adopted.

Mr. Hogle, from the Committee on Engrossment, made the following report :

Mr SPEAKER :—The Committee on Engrossment have examined, and found correctly engrossed, Assembly joint resolution No. 3, relative to the sale of the public lands of this State.

HOGLE, for Committee.

MESSAGE FROM THE GOVERNOR.

The following message was received from the Governor :

STATE OF CALIFORNIA, EXECUTIVE DEPARTMENT, }
Sacramento, January 11th, 1866. }

To the Assembly of the State of California :

I have to inform your honorable body that I have this day approved Assembly bill No 5, an Act to change the name of Samuel Snapper to that of Samuel Douglass Bond ;

Also, Assembly bill No. 12, an Act to change the time of holding the District Court of the Seventh Judicial District in and for the Counties of Marin, Lake, and Mendocino ;

Also, Assembly No. 30, an Act to provide for the maintenance of the indigent sick of Klamath County ;

Also, Assembly bill No. 28, an Act more clearly defining the manner of paying the salary of the County Judge of Los Angeles County.

FRED'K F. LOW,
Governor.

On motion of Mr. Chappell, the rules were suspended, and Assembly bill No. 103, an Act to abolish the office of Tax Collector in Shasta County, was taken up and amended so as to apply to Tehama County, read third time, and passed.

Also, Assembly bill No. 104, an Act to consolidate certain offices in the County of Shasta, amended so as to apply to the County of Tehama, rules suspended, read third time, and passed.

On motion of Mr. Wiggin, Assembly bill No. 97, an Act to authorize the Masonic Hall Association of the City of San Francisco to increase its capital stock, was taken up, rules suspended, bill considered engrossed, read third time, and passed.

On motion of Mr. Hansbrow, the resolution providing for the appointment of an Assistant Journal Clerk, was taken from the table.

Mr. Holden offered an amendment.

Withdrawn.

The resolution was adopted.

Mr. Holden offered the following resolution :

Resolved, That the resolution of this House, adopted on the twelfth instant, whereby G. A. Johnson was declared to be entitled to the seat in this Assembly from the County of San Diego, be and the same is hereby rescinded.

Ruled out of order.

Mr. Holden appealed from the decision of the Chair.

Mr. Eagar moved a call of the House.

So ordered.

The roll was called, and on motion of Mr. Campbell, further proceedings under the call were dispensed with.

Messrs. Dutton, Dwyer, and Bugbee, demanded the previous question. Sustained.

Messrs. Chase, Long, and Peterson, demanded the ayes and noes.

On motion of Mr. Sherwood, a call of the House was ordered.

Messrs. Hatch, Sexton, and Smith of Butte, were absent without leave.

Mr. Dwyer moved to suspend further proceedings under the call.

The House refused.

Mr. Goodwin moved that Mr. Sexton be excused.

The House refused.

Mr. Dutton moved that Mr. Smith of Butte be excused.

The House refused.

Mr. Wiggin moved that the Special Committee on Investigation of the Affairs of the State Insane Asylum have indefinite leave of absence.

Ruled out of order.

At one o'clock p. m., Mr. Chappell moved to adjourn.

Ruled out of order.

On motion of Mr. Eagar, further proceedings under the call were dispensed with.

Upon which, the roll was called, and the decision of the Chair was sustained, by the following vote:

AYES—Messrs. Anthony, Ayer, Bosquit, Bowman, Brown of Contra Costa, Bugbee, Campbell, Chamberlain, Clayton, Coghlan, Collier, Corey, Dorr, Dutton, Dwyer, Eagar, Goodall, Greene, Hamlin, Hansbrow, Hatch, Hill, Hogle, Howard, Huestis, Hunt of Santa Clara, Ireland, Kidder, Meredith, Murch, Olds, Pattison, Sawyer, Sherwood, Singleton, Smith of El Dorado, Steele, Wiggin, Wilcox, and Zuck—40.

NOES—Messrs. Batchelder, Bledsoe, Brown of Tulare, Chappell, Chase, Dornin, Downing, Goodwin, Hawkins, Hearst, Hoag, Holden, Hollister, Hopper, Hunt of Sacramento, Lee, Leech, Lemon, Long, Lupton, Luttrell, Mace, Maholmb, McClelland, Parrish, Perrin, Peterson, Reed, Satterwhite, Stewart, Taylor, Tilden, and Ward—33.

Messrs. Bosquit and Tilden, and the Committee on Investigation of the Affairs of the State Insane Asylum, had leave of absence.

At one o'clock and thirty minutes p. m., Mr. Chase moved to adjourn.

Upon which, Messrs. Holden, Corey, and Ward, demanded the ayes and noes, and the House refused, by the following vote:

AYES—Messrs. Anthony, Brown of Tulare, Campbell, Chamberlain, Chase, Clayton, Dorr, Dwyer, Goodall, Goodwin, Hawkins, Hearst, Hill, Hoag, Howard, Ireland, Kidder, Lee, Long, Maholmb, McClelland, Parrish, Perrin, Peterson, Satterwhite, Singleton, Smith of El Dorado, Steele, and Wilcox—29.

NOES—Messrs. Ayer, Batchelder, Bledsoe, Brown of Contra Costa, Bugbee, Coghlan, Collier, Corey, Dornin, Downing, Eagar, Frink, Greene, Hamlin, Hansbrow, Hatch, Hogle, Holden, Hollister, Hopper, Huestis, Hunt of Santa Clara, Leech, Lemon, Luttrell, Mace, Meredith, Murch, Olds, Pattison, Reed, Sawyer, Sherwood, Stewart, Taylor, Ward, Zuck, and Mr. Speaker—38.

Mr. Lemon moved that the House take a recess for half an hour.

The House refused.

Messrs Hearst, Clayton, McClelland, Dwyer, Lee, Peterson, and Sexton, had leave of absence.

MESSAGES FROM THE SENATE.

The following messages were received from the Senate :

SENATE CHAMBER,
January 13th, 1866. }

Mr. SPEAKER:—I am directed to inform the Assembly that, on the eighth instant, the Senate adopted a substitute for Assembly bill No. 31, an Act concerning fees of office in the County of Mendocino; that since the concurrence of the Assembly in the said substitute, the bill has been twice reported to the Senate, when it should have been delivered to the Enrolling Clerk of the Assembly. The bill is herewith returned.

JOHN WHITE,
Secretary of Senate.

SENATE CHAMBER,
January 13th, 1866. }

Mr. SPEAKER:—I am directed to inform the Assembly that his Excellency the Governor has transmitted to the Senate the report of the State Agricultural Society for the years eighteen hundred and sixty-four and eighteen hundred and sixty-five.

CHAS. W. GORDON,
Assistant Secretary.

On motion of Mr. Reed, the above mentioned report was referred to the Committee on Printing.

SENATE CHAMBER,
January 11th, 1866. }

Mr. SPEAKER:—The Senate, on yesterday, passed Assembly bill No. 74, an Act to amend an Act entitled an Act supplementary to an Act to incorporate the City of Los Angeles, approved May first, eighteen hundred and fifty-two;

Also, passed under a suspension of the rules, substitute for Senate bill No. 79, an Act to authorize County Courts to change the names of persons in the cases therein specified;

Also, on this day, passed Assembly bill No. 79, an Act to amend an Act entitled an Act to enable the County of Los Angeles to reduce expenses and pay off its floating debt, approved March twenty-eighth, eighteen hundred and sixty-four;

Also, passed Senate bill No. 80, an Act entitled an Act to authorize the Board of Supervisors of the County of Napa to take and subscribe to the capital stock of the Napa Valley Railroad Company. and to provide for the payment of the same, and other matters relating thereto, passed April fourth, eighteen hundred and sixty-four;

Also, adopted preamble and Senate concurrent resolution No. 13, requesting the President of the United States, at the earliest opportunity, to invite a citizen of the Pacific Coast to a seat in the Cabinet.

CHAS. W. GORDON,
Assistant Secretary.

SENATE CHAMBER,
January 13th, 1866. }

Mr. SPEAKER:—The Senate, on yesterday, passed Assembly bill No.

93, an Act to authorize the construction of a wagon road in San Bernardino County, with amendments, and respectfully ask concurrence of Assembly in amendments;

Also, adopted Senate concurrent resolution No. 15, providing for receiving proposals for translating the laws into Spanish.

CHAS. W. GORDON,
Assistant Secretary.

SENATE CHAMBER, }
January 10th, 1866. }

Mr. SPEAKER:—The Senate, this day, passed Senate bill No. 43, an Act to amend an Act entitled an Act to divide the County of Placer into Supervisor and Revenue Districts, to provide for the election of Supervisors, Assessors, and Tax Collectors therein, and other matters connected therewith, approved April first, eighteen hundred and sixty-four;

Also, passed Senate bill No. 53, an Act to change the names of certain persons therein mentioned;

Also, passed Senate bill No. 54, an Act to change the name of Ida Jere-lind Spear to Ida Jane Morrill;

Also, passed Senate bill No. 67, an Act to authorize the Board of Supervisors in and for the County of Sutter to levy an additional tax for county purposes;

Also, adopted Assembly joint resolution No. 4, instructing Senators and requesting Representatives in Congress to ask that the Fort Jones' Reservation, in Siskiyou County, be granted to this State for educational purposes;

The Senate refused to concur in Assembly concurrent resolution No. 26, relative to printing the President's message in English and Spanish.

CHAS. W. GORDON,
Assistant Secretary.

SENATE CHAMBER, }
January 13th, 1866. }

Mr. SPEAKER:—I am directed to inform the Assembly that the Senate, on the ninth instant, adopted a memorial to the Congress of the United States concerning an Act to aid in the construction of an overland railroad and telegraph line.

CHAS. W. GORDON,
Assistant Secretary.

CONSIDERATION OF SENATE MESSAGES.

Senate substitute for Senate bill No. 79, above reported, read first and second times, and referred to the Judiciary Committee.

Senate bill No. 80, above reported, read first and second times, and referred to the Napa delegation.

Senate joint resolution No. 13, above reported, read first and second times, and referred to the Committee on Federal Relations.

The House concurred in Senate amendment to Assembly bill No. 93, above reported.

Senate concurrent resolution No. 15, above reported, was concurred in.

Senate bill No. 67, above reported, read first and second times, and referred to the Sutter delegation.

Senate bill No. 43, above reported, read first and second times, and referred to the Placer delegation.

Senate bill No. 53, above reported, read first and second times, and ordered on file.

Senate bill No. 54, above reported, read first and second times, and ordered on file.

The memorial above reported was read first and second times, and referred to the Committee on Federal Relations.

Mr. Hopper offered a resolution to amend Standing Rule Number One of the Assembly, for the purpose of meeting hereafter at ten o'clock A. M., and for the further purpose of taking a recess of one half hour each day when the hour of twelve o'clock M. arrives.

Mr. Holden offered a resolution to amend Standing Rule Number Fifty-Nine of this House, by adding to the end of said rule the following proviso:

Provided, that in case of an adjournment of the House immediately after the vote of the House on any bill or resolution has been taken, and before notice of reconsideration has been given, any member voting with the majority may give notice of his intention to move a reconsideration by filing with the Chief Clerk of the Assembly a written notice to that effect within two hours after adjournment.

Also, offered the following additional rule:

RULE 79. In declaring the result of any vote of the Assembly, except when the ayes and noes have been taken, the Speaker shall first, in an audible voice, declare that the ayes or noes, as the case may be, seem or appear to have it.

NOTICES OF BILLS.

Notices of the introduction of bills were given as follows:

By Mr. Sherwood, for an Act to incorporate the Marysville Hibernian Benevolent Society, and to give them certain powers.

By Mr. Peterson, for an Act to repeal an Act entitled an Act concerning officers of the County of Los Angeles, approved March twenty-third, eighteen hundred and sixty-one.

By Mr. Ward, for an Act to compel the District Attorney of Merced County to reside at the county seat of said county.

INTRODUCTION OF BILLS.

Bills were introduced as follows:

By Mr. Goodwin, for an Act to amend an Act entitled an Act to regulate proceedings in civil cases in the Courts of justice of this State, passed April twenty-ninth, eighteen hundred and fifty-one.

Read first and second times, and referred to the Judiciary Committee.

By Mr. Peterson, for an Act to amend an Act entitled an Act to restrict the herding of sheep, approved May eighteenth, eighteen hundred and sixty-one.

Read first and second times, and ordered on file.

By Mr. Huestis, for an Act to repeal an Act entitled an Act to authorize the Board of Supervisors of Humboldt County to annul certain bonds

Read first and second times, and ordered on file.

By Mr. Sawyer, for an Act to amend an Act entitled an Act to divide the State into Congressional Districts, and fix the time to elect Representatives to Congress

Read first and second times, and referred to the Committee on Elections.

By Mr. Wilcox, for an Act for the relief of T. A. Brady.

Read first and second times, and referred to the San Francisco delegation.

Also, for an Act for the relief of Phiny M. Whitney, late Collector of Fishing Licenses.

Read first and second times, and referred to the Committee on Claims.

By Mr. Brown of Contra Costa, for an Act to amend an Act concerning District Court Reporters for the Fourth, Sixth, Seventh, Tenth, Twelfth, and Fifteenth Judicial Districts, approved May seventeenth, eighteen hundred and sixty-one, and an Act amendatory thereof, approved April seventeenth, eighteen hundred and sixty-two.

Read first and second times, and referred to the Judiciary Committee.

Also, for an Act to provide for opening, establishing, and maintaining public roads in the County of Contra Costa, and amendatory of and supplementary to other Acts in relation thereto.

Read first and second times, and referred to the Judiciary Committee.

Also, for an Act to amend an Act entitled an Act to fix the compensation of the District Attorney of the County of Contra Costa, approved February ninth, eighteen hundred and sixty.

Read first and second times, and referred to the Judiciary Committee.

By Mr. Holden, for an Act to provide for the construction of a wagon road from the Gualalla River, in Mendocino County, to Shelter Cove, in Humboldt County.

Read first and second times, and referred to the Mendocino, Humboldt, and Sonoma delegations.

Also, for an Act granting the right of way over certain lands in the Counties of Lake and Mendocino for the construction of a wagon road.

Read first and second times, and referred to the Lake and Mendocino delegations.

By Mr. Lupton, for an Act supplementary to an Act entitled an Act to provide for a street railroad within the City and County of San Francisco, and other matters relating thereto, approved April twenty-first, eighteen hundred and sixty-three.

Read first and second times, and referred to the San Francisco delegation.

By Mr. Lecch, for an Act for the relief of Solomon Crown.

Read first and second times, and referred to the Committee on Claims.

By Mr. Hamlin, for an Act supplemental to an Act entitled an Act to authorize the Board of Supervisors of Sutter County to construct a bridge across Feather River.

Read first and second times, and referred to the Committee on Roads and Highways.

At two o'clock p. m., Mr. Taylor moved to adjourn to Tuesday next.

Withdrawn.

A count of the House was ordered, and a quorum was present.

MESSAGE FROM THE SENATE.

The following message was received from the Senate :

SENATE CHAMBER,
January 13th, 1866. }

Mr. SPEAKER:—The Senate, on this day, passed substitute for Assembly bill No. 95, an Act to legalize assessments for taxes for the fiscal years commencing on the first Monday of March, A. D. eighteen hundred and sixty-four and eighteen hundred and sixty-five, in the County of Santa Clara.

CHAS. W. GORDON,
Assistant Secretary.

At two o'clock and fifteen minutes P. M., Mr. Goodwin moved to adjourn.

Upon which, Messrs. Coghlan, Luttrell and Bledsoe, demanded the ayes and noes, and the House agreed, by the following vote:

AYES—Messrs. Ayer, Batchelder, Brown of Tulare, Bugbee, Campbell, Dorr, Downing, Frink, Goodall, Goodwin, Hamlin, Hatch, Hill, Hoag, Holden, Hollister, Hopper, Howard, Huestis, Kidder, Leech, Lupton, Mace, Parrish, Sawyer, Satterwhite, Smith of El Dorado, Steele, Stewart, and Wilcox—30.

NOES—Messrs. Anthony, Bledsoe, Brown of Contra Costa, Chamberlain, Coghlan, Collier, Corey, Dornin, Greene, Hansbrow, Hunt of Santa Clara, Ireland, Luttrell, Meredith, Pattison, Reed, Sherwood, Singleton, Taylor, Zuck, and Mr. Speaker—21.

IN ASSEMBLY.

HOUSE OF ASSEMBLY,
Monday, January 15th, 1866 }

House met pursuant to adjournment.

Speaker in the Chair.

Roll called.

Quorum present.

Prayer by the Chaplain.

Journal of Saturday last read and approved.

Mr. Hawkins had leave of absence for two days.

Messrs. Eagar and Smith of Butte, and all other absentees, had leave of absence for one day each.

PETITIONS.

Mr. Lee presented a petition from citizens of Mono and Alpine Counties for a new judicial district.

Referred to the Judiciary Committee

Mr. Holden presented a remonstrance from citizens of Punta Arenas against granting any exclusive privilege amounting to an injurious monopoly.

Laid on the table.

Mr. Luttrell presented a petition from citizens of Siskiyou County for a grant of power to the Board of Supervisors of said county to transfer monies from the Hospital Fund of District Number One to the School Fund of said district.

Referred to the Siskiyou delegation.

REPORTS.

Mr. Bosquit made the following report:

MR. SPEAKER:—The Placer delegation, to whom was referred Senate bill No. 43, an Act to amend an Act entitled an Act to divide the County of Placer into Supervisor and Revenue Districts, to provide for the election of Supervisors, Assessors, and Tax Collectors therein, and other matters connected therewith, approved April first, eighteen hundred and sixty-four, beg leave to report the same back, and recommend its passage.

BOSQUIT, for Delegation.

The rules were suspended, and Senate bill No. 43, above reported, was taken up, read third time, and passed.

Mr. Coghlan made the following report:

MR. SPEAKER:—The committee to whom was referred Senate bill No. 80, relating to the Napa Valley Railroad, beg leave to report the same back, and recommend its passage.

COGHLAN, for Committee.

Mr. Holden made the following report:

MR. SPEAKER:—The delegation from Mendocino and Lake Counties, to whom was referred Assembly bill No. 136, an Act granting the right of way over certain lands in the Counties of Mendocino and Lake for the construction of a wagon road, have had the same under consideration, and report the same back, without amendment, and recommend the passage of the bill.

HOLDEN, for Delegation.

MESSAGE FROM THE GOVERNOR.

The following message was received from the Governor:

STATE OF CALIFORNIA, EXECUTIVE DEPARTMENT, }
Sacramento, January 13th, 1866.

To the Assembly of the State of California:

I have the honor to transmit for your information copies of correspondence by telegraph, as follows:

“SACRAMENTO, December 25th, 1865.

“Hon. John Conness,
“Hon. James A. McDougal,
“Hon. William Higby,
“Hon. John Bidwell,
“Hon. D. C. McRuer,
“Washington, D. C.

“The Legislature having passed the following preamble and resolutions, I am instructed to send you a copy by telegraph.

(Signed)

“FRED’K F. LOW,
“Governor.”

Appended to the foregoing was a copy of the Senate concurrent resolution No. 10, concerning the lands on either side of the Central Pacific Railroad, which passed your honorable body on the twenty-third of December, eighteen hundred and sixty-five.

“WASHINGTON, January 8th, 1866.

[Received January 12th, 8 o'clock p. m.]

“Governor F. F. Low:—Your dispatch just received. The patent has been issued to the railroad company. The grant reserved minerals to the Government. The patent conforms to the law, and reserves minerals. Will write you on the subject.

(Signed)

“JOHN CONNESS.”

FRED'K F. LOW,
Governor.

MESSAGE FROM THE SENATE.

The following message was received from the Senate :

SENATE CHAMBER,
January 15th, 1866. }

Mr. SPEAKER :—The Senate, on the thirteenth instant, adopted Senate concurrent resolution No. 16, instructing Senators and requesting Representatives in Congress from California to oppose the further issue of land patents to the Central Pacific Railroad Company ;

Also, adopted Senate concurrent resolution No. 17, appointing a joint committee of three from each House to inquire into the causes of delay of the transmission by telegraph of Senate concurrent resolution No. 10.

JOHN WHITE,
Secretary of Senate.

Senate concurrent resolution No. 16, above reported, was concurred in.

Senate concurrent resolution No. 17, above reported, was concurred in.

On motion of Mr Coghlan, Assembly bill No. 56, an Act for the relief of J. B. Cook, County Treasurer of Lake County, was taken up, the rules suspended, considered engrossed, read third time, and passed.

Mr Corey, Chairman of the Committee on Enrolment, made the following report :

Mr. SPEAKER :—The Committee on Enrolment have examined, and found correctly enrolled, Assembly bill No 74, an Act to amend an Act entitled an Act to incorporate the City of Los Angeles, approved May first, eighteen hundred and fifty-two ;

Also, Assembly bill No. 95, an Act to legalize the assessment of taxes for the fiscal year commencing on the first Monday of March, in the year A. D eighteen hundred and sixty-four, and for the fiscal year commencing on the first Monday of March, A. D. eighteen hundred and sixty-five, in the County of Santa Clara ;

Also, Assembly bill No. 31, an Act concerning fees of office in the County of Mendocino ;

And on this the fifteenth day of January, eighteen hundred and sixty-six, delivered the same to the Governor for his approval.

COREY, Chairman.

On motion of Mr. Wilcox, Assembly bill No. 85, an Act imposing further duties upon the Board of Supervisors of Mariposa County, was taken up, the rules suspended, read third time, and passed.

RESOLUTIONS.

Mr. Pattison offered the following resolution :

Resolved, That the House, each and every day, take a recess of one hour, between the hours of one and two o'clock.

Ordered to lie over one day.

Mr. Chamberlain offered the following resolution :

Resolved, That the use of the Assembly Chamber for Wednesday evening be granted to Mrs. R. Frazier, and also for two other evenings which she may select.

Adopted.

Mr. Goodall offered a joint resolution in relation to a mail route from Bridgeport to Partzwick.

Ordered on file.

Mr. Chamberlain offered a concurrent resolution providing for a committee of three from each House in the matter of the National Hall of Statues.

Adopted.

On motion of Mr. Hunt of Santa Clara, the following resolution was taken up :

Resolved, That the Committee on Education, as soon as convenient, be allowed time to visit the State Reform School, the State Normal School, and the Deaf and Dumb Asylum.

The resolution was amended as follows, as recommended by the committee: In the fourth line strike out "State Reform School," and at the end of the sixth line add "State Industrial School."

Adopted as amended.

Mr. Hopper offered a concurrent resolution relative to printing the report of the State Board of Agriculture.

Referred to the Joint Committee on Public Printing.

Mr. Sherwood offered the following resolution :

Resolved, That a committee of five be appointed by the Speaker for the purpose of visiting the State Reform School at Marysville to examine into the past management of the same, and to report to this House what legislation they deem necessary for the future management and appropriations for the said State Reform School.

Mr. Holden offered the following amendment: Strike out all after the word "Resolved," and insert the following :

"By the Assembly, the Senate concurring, that a special committee of five, three from the Assembly and two from the Senate, be appointed to investigate the affairs of the State Reform School at Marysville, and to report as to whether the said school shall be continued, with power to send for persons and papers."

Mr. Frink offered a verbal amendment.

Withdrawn.

The amendment of Mr. Holden was lost, and the resolution adopted.

Mr. Bugbee offered the following resolution :

Resolved, By the Assembly, the Senate concurring, that the sum of three thousand one hundred and fifty dollars be and is hereby appropriated out of the General Fund for the erection and completion of a suitable monument to be placed over the remains of the late General George Wright, in the State burying ground in this city.

Withdrawn.

On motion of Mr. Hogle, the resolution authorizing the appointment of an Assistant Engrossing Clerk, was taken from the table and adopted.

Mr. Hunt of Santa Clara offered the following resolution :

Resolved, That the Engrossing Clerk be required to engross bills in their order.

Mr. Wilcox offered the following amendment : Strike out all after the word "Resolved" and insert the following :

"That the Engrossing Clerk be directed to return to the Assembly all bills ordered for engrossment in the order in which they are received from the Chief Clerk."

The amendment was adopted.

The resolution as amended was adopted.

NOTICES OF BILLS.

Notices of the introduction of bills were given as follows :

By Mr. Brown of Contra Costa, for an Act providing for the determination of actions for the recovery of the possession of lands and tenements, and for rents and profits growing out of the same, and for damages for the withholding thereof in certain cases ;

Also, for an Act defining the rights and duties of co-parceners, joint tenants, and tenants in common, in the occupation of lands and tenements held in common ;

Also, for an Act to amend an Act entitled an Act to regulate proceedings in civil cases in Courts of justice in this State, passed April twenty-ninth, eighteen hundred and fifty-one, and other Acts amendatory thereof.

By Mr. Singleton, for an Act authorizing the Board of Supervisors of Sierra County to levy taxes for county purposes, and for the apportionment of the revenue of the county from licenses and poll taxes.

INTRODUCTION OF BILLS.

Bills were introduced as follows :

By Mr. Sexton, for an Act to authorize the Board of Supervisors of Placer County to levy a special poll tax for the support of the common schools and indigent sick of Placer County.

Read first and second times, rules suspended, considered engrossed, read third time, and passed.

By Mr. Howard, for an Act to confirm a certain contract for sale of stock held by the County of San Mateo in the San Francisco and San José Railroad Company.

Read first and second times, and ordered on file.

By Mr. Lemon, for an Act to provide for the division of Solano County into assessment districts, for the election of District Assessors, and to define their duties, liabilities, and compensation.

Read first and second times, and ordered on file.

By Mr. Coghlan, for an Act amendatory of and supplemental to an Act entitled an Act granting the right of way over certain lands in the Counties of Lake and Sonoma for the construction of a wagon road, approved March fifteenth, eighteen hundred and sixty-four.

Read first and second times, and referred to the Lake and Sonoma delegations.

By Mr. Murch, for an Act for the relief of the heirs of Edwin A. Brown.

Read first and second times, and referred to the Committee on Claims.

By Mr. Sherwood, for an Act to incorporate the Marysville Hibernian Benevolent Society.

Read first and second times, and referred to the Judiciary Committee.

The Speaker announced the following joint committee to investigate the cause of delay in telegraphing Senate resolution No. 10: Messrs. Pattison, Sexton, and Luttrell.

GENERAL FILE.

Assembly bill No. 89, an Act to authorize J. B. Estis, Lew. M. Worden, and their associates, to construct and maintain a turnpike road from Cloverdale to or near Standley's Ranch, and charge and collect toll—rules suspended, considered engrossed, read third time, and passed.

Assembly bill No. 34, an Act amendatory of and supplementary to an Act entitled an Act to regulate proceedings in criminal cases, passed May first, eighteen hundred and fifty-one—substitute adopted, and ordered engrossed.

Assembly bill No. 61, an Act supplementary to an Act entitled an Act to fund the debt of the County of Sonoma, and to provide for the payment of the same, approved March twentieth, eighteen hundred and sixty—ordered engrossed.

Assembly bill No. 71, an Act to provide for the care of the indigent sick of the County of Sierra—rules suspended, considered engrossed, read third time, and passed.

Assembly bill No. 99, an Act concerning the distribution of the reports of the decisions of the Supreme Court and the statutes of this State—ordered engrossed.

Assembly bill No. 109, An act to authorize the executors of Joseph L. Folsom, deceased, to sell real estate of their testator at private sale, without notice—ordered engrossed.

Assembly concurrent resolution No. 20, relative to mail route in San Diego County—adopted

At twelve o'clock and thirty-five minutes P. M., on motion of Mr. Pattison, the House took a recess for twenty minutes.

HOUSE RE-ASSEMBLED.

At twelve o'clock and fifty-five minutes P. M., the House re assembled. Speaker in the Chair.

GENERAL FILE RESUMED

Senate bill No. 46, an Act respecting the Police Court of the City of Sacramento—read third time, and passed.

Senate bill No. 72, an Act to provide for the collection of delinquent taxes in the Town of Downieville—read third time, and passed

Assembly bill No. 113, an Act to provide for the maintenance of public roads and trails in the County of Sierra—ordered engrossed.

Assembly bill No. 70, an Act to amend an Act entitled an Act to provide for the establishment, maintenance, and protection of public and private roads, approved May sixteenth, eighteen hundred and sixty-one—ordered engrossed.

Senate joint resolution No. 4, granting leave of absence to George Goodman, County Treasurer of Napa County—adopted.

Assembly bill No. 48, an Act to authorize certain parties to build a turnpike from Sonora, Tuolumne County, to Copperopolis, Calaveras County—recommitted with special instructions, reported with an amendment, amendment adopted, read third time, and passed.

Assembly bill No. 67, an Act for the relief of purchasers of swamp land within the limits of the Tulare land grant—laid on the table.

Assembly bill No. 51, an Act to provide for the protection of sheep from contagious diseases—read third time, and passed.

Assembly bill No. 96, an Act to amend an Act entitled an Act to authorize the incorporation of canal companies, and the construction of canals, approved May fourth, eighteen hundred and sixty-two—read third time, and passed.

Assembly bill No. 33, an Act to amend an Act entitled an Act concerning grand and trial jurors—ordered engrossed.

Assembly bill No. 24, an Act to define and establish the boundaries of Mono County—amendment adopted, ordered engrossed, rules suspended, considered engrossed, read third time, and passed

Senate bill No. 34, an Act to amend an Act entitled an Act concerning the Courts of justice of this State, and judicial officers, approved April twenty-ninth, eighteen hundred and sixty-three—read third time, and passed.

Assembly bill No. 120, an Act to authorize the legal voters of Alpine County to locate the county seat of said county by a special election—referred to the Committee on Counties and County Boundaries

Assembly bill No. 121, an Act to change the name of Edwin Webster Stewart and Sarah E. Stewart to Webster Smith and Sarah E. Smith—ordered engrossed.

Senate bill No. 2, an Act making appropriations for the payment of the per diem and mileage of Presidential Electors—considered in Committee of the Whole.

IN ASSEMBLY.

Reported with an amendment, report adopted, read third time, and passed.

Senate bill No. 30, an Act to appropriate money for the payment of certain claims—considered in Committee of the Whole.

IN ASSEMBLY.

Passage recommended, report adopted, read third time, and passed.

Assembly bill No. 76, an Act to authorize the Controller of State to issue duplicate warrants to August Steurer—ordered engrossed.

Senate bill No. 15, an Act supplementary to an Act entitled an Act concerning corporations, passed April twenty-second, eighteen hundred and fifty—read third time, and passed.

Assembly bill No. 110, an Act to amend an Act to fix the salaries of judicial officers, and provide for the payment of the same, approved April twenty-seventh, eighteen hundred and sixty-three—substitute adopted, and ordered engrossed.

Assembly bill No. 111, an Act to amend an Act entitled an Act to regulate proceedings in criminal cases, approved April twentieth, eighteen hundred and fifty, and amendments thereto—substitute adopted, and ordered engrossed.

Assembly bill No. 2, an Act for the better punishment of persons who shall be more than once convicted of felony or petit larceny—returned to file.

Assembly bill No. 106, an Act to legalize assessments of taxes in the County of Alpine—read third time, and passed.

Assembly bill No. 108, an Act to change the name of Eliza Crowley to Eliza Smith—read third time, and passed.

Substitute for Assembly bill No. 50, an Act to facilitate the adjustment of the differences between the United States and the State in relation to the several grants of land made by Congress, and to protect the purchasers of the State in their titles—ordered on top of file for tomorrow.

Assembly bill No. 84, an Act to authorize the Board of Supervisors of Mariposa County to levy an additional tax for county expenditures—read third time, and passed.

Assembly bill No. 65, an Act empowering railroad companies to employ police force—read third time, and passed.

Assembly bill No. 47, an Act to provide for the collection of information relating to the agricultural pursuits of this State—recommitted with special instructions, reported with an amendment, report adopted, read third time, and passed.

Senate bill No. 19, an Act to pay the claim of the Bailiff and Porter of the Supreme Court—considered in Committee of the Whole.

IN ASSEMBLY.

Reported, and passage recommended, read third time, and passed.

Assembly bill No. 125, an Act to pay the claim of Chase & Boruck for advertising—ordered engrossed.

Assembly No. 46, an Act to appropriate money to pay the claim of O. M. Clayes—considered in Committee of the Whole.

IN ASSEMBLY.

Reported with an amendment, report adopted, and ordered engrossed.

Assembly bill No. 39, an Act to appropriate money to pay the claim of A. S. Bender—considered in Committee of the Whole.

IN ASSEMBLY.

Reported, and passage recommended, and ordered engrossed.

Assembly bill No. 123, an Act to pay the claim of Peter McGraw—returned to file.

Assembly joint resolution No. 5, concerning the establishment of a daily mail from the City of Stockton, via Copperopolis, to the Town of Murphy's, Calaveras County—adopted.

Assembly bill No. 20, an Act to aid the County of Klamath in repairing and improving a road and trail from Trinidad to Sawyer's Bar, in said county—substitute adopted, and ordered engrossed.

Assembly bill No. 127, an Act to amend an Act entitled an Act to restrict the herding of sheep, approved May eighteenth, eighteen hundred and sixty-one—ordered engrossed.

Assembly bill No. 128, an Act to repeal an Act to authorize the Board of Supervisors of Humboldt County to annul certain bonds—rules suspended, considered engrossed, read third time, and passed.

Senate bill No. 54, an Act to change the name of Ida Jerelind Spear to Ida Jane Morrill—read third time, and passed.

Senate bill No. 53, an Act to change the names of certain persons therein mentioned—read third time, and passed.

On motion of Mr. Coghlan, at two o'clock and fifty-five minutes P. M., the House adjourned.

IN ASSEMBLY.

HOUSE OF ASSEMBLY,
Tuesday, January 16th, 1866. }

House met pursuant to adjournment.

Speaker in the Chair.

Roll called.

Quorum present.

Prayer by the Chaplain.

Journal of yesterday read and approved.

The Speaker announced the following special committee to investigate affairs of the State Reform School: Messrs. Sherwood, Bugbee, Maholmb, Goodwin, and Ward.

Messrs. Luttrell, and Hunt of Santa Clara, rose to questions of privilege.

PETITIONS.

Mr. Peterson presented a petition from the Sisters of Charity charged with the Hospital of Los Angeles, for an appropriation.

Referred to the Committee on Ways and Means.

Mr. Bugbee presented a petition from citizens of San Francisco for the appointment of a committee to investigate abuses connected with the shipment of seamen in that port.

Referred to the San Francisco delegation.

Mr. Eagar presented a petition from Sisters of Charity of the Roman Catholic Female Orphan Asylum of Los Angeles, for an appropriation.

Referred to the Committee on Ways and Means.

Mr. McClelland presented a petition from citizens of Napa County protesting against using the money or credit of that county for the purpose of building any railroad in that county.

Laid on the table.

REPORTS.

Mr. Kidder, Chairman of the Committee on Public Morals, made the following report :

MR. SPEAKER :—The Committee on Public Morals, to whom was referred Assembly bill No. 94, an Act to provide a Chaplain for the State Prison of the State of California, respectfully report the same back, and recommend its passage.

KIDDER, Chairman.

Mr. Chamberlain, Chairman of the Committee on Federal Relations, made the following report :

MR. SPEAKER :—The Committee on Federal Relations, to whom was referred Senate concurrent resolution No. 13, requesting the President of the United States, at the earliest opportunity, to invite a citizen of the Pacific coast to a seat in his Cabinet, report the same back, and recommend its passage.

CHAMBERLAIN, Chairman.

Mr. Hogle, from the Committee on Engrossment, made the following report :

MR. SPEAKER :—The Committee on Engrossment have examined, and found correctly engrossed, substitute for Assembly bill No. 34, an Act amendatory of and supplementary to an Act to regulate proceedings in criminal cases, passed May first, eighteen hundred and fifty-one ;

Also, Assembly bill No. 56, an Act for the relief of J. B. Cook, County Treasurer of Lake County ;

Also, Assembly bill No. 89, an Act to authorize J. B. Estis, Lew. M. Worden, and their associates, to construct and maintain a turnpike road from Cloverdale to or near Standley's Ranch, and charge and collect toll ;

Also, Assembly bill No. 97, an Act to authorize the Masonic Hall Association of the City of San Francisco to increase its capital stock ;

Also, Assembly bill No. 140, an Act to authorize the Board of Supervisors of Placer County to levy a special poll tax for the support of the common schools and indigent sick of Placer County.

HOGLE, for Committee.

Mr. Hansbrow made a report from the Committee on Elections in the contested election case of Brown v. Frink, recommending the adoption of a resolution that A. C. Brown is entitled to the seat now occupied by Miner Frink.

[For report, see Appendix.]

Mr. Coghlan made a minority report from the same committee, recommending the adoption of a resolution declaring that Miner Frink, Jr., is entitled to the seat now occupied by him.

[For report, see Appendix.]

On motion of Mr. Sawyer, both reports were made the special order for Tuesday next, at twelve o'clock M.

Mr. Hamlin, from the Sutter delegation, made the following report :

MR. SPEAKER :—The Sutter delegation, to whom was referred Senate bill No. 67, an Act to authorize the Board of Supervisors in and for the

County of Sutter to levy an additional tax for county purposes, have had the same under consideration, report it back, and recommend its passage.
HAMLIN, for Delegation.

MESSAGE FROM THE GOVERNOR.

The following message was received from the Governor :

STATE OF CALIFORNIA, EXECUTIVE DEPARTMENT, }
Sacramento, January 16th, 1866. }

To the Assembly of the State of California :

I have to inform your honorable body that I have this day approved substitute for Assembly bill No. 95, an Act to legalize the assessment of taxes for the fiscal year commencing on the first Monday of March, in the year A. D. eighteen hundred and sixty-four, and for the fiscal year commencing on the first Monday of March, A. D. eighteen hundred and sixty-five, in the County of Santa Clara.

FRED'K F. LOW,
Governor.

Mr. Ayer offered the following resolution :

Resolved, That this Assembly, when it adjourns to-day, adjourns until to-morrow morning at ten o'clock.

Adopted.

Mr. Smith of El Dorado offered the following resolution :

Resolved, That the use of this chamber, for this evening, be given to the delegates to the Miners' Convention, for the purpose of holding an informal meeting.

Adopted.

Mr. Corey, Chairman of the Committee on Enrolment, made the following report :

MR. SPEAKER:—The Committee on Enrolment have examined, and found correctly enrolled, Assembly bill No. 73, an Act to authorize the construction of a wagon road in San Bernardino County ;

Also, Assembly bill No. 79, an Act to amend an Act entitled an Act to enable the County of Los Angeles to reduce expenses and to pay off its floating debt, approved March twenty-eighth, eighteen hundred and sixty-four ;

And on this, the sixteenth day of January, eighteen hundred and sixty-six, delivered the same to the Governor for his approval.

COREY, Chairman.

Mr. Goodwin offered the following resolution :

Resolved, That Mrs. Kate Stowe be granted the use of the Assembly Hall on Sunday next, at eleven o'clock A. M., for the purpose of a public lecture.

Adopted.

Mr. Pattison moved to take up the resolution, offered by himself, providing for a daily recess of one hour between one and two o'clock P. M.

So ordered.

The resolution was adopted

NOTICES OF BILLS.

Notices of the introduction of bills were given as follows:

By Mr. Parrish, for an Act to make the office of the County Treasurer of Los Angeles County a salaried office.

By Mr. Dornin, for an Act to exempt from stamp duty certain contracts of insurance.

By Mr. Peterson, for an Act for the relief of Captain José A. Sanchez, and Lieutenant José Ridma, of the California Mounted Volunteers.

INTRODUCTION OF BILLS.

Bills were introduced as follows:

By Mr. Eagar, for an Act making appropriations for deficiencies in the appropriations made for the sixteenth and seventeenth fiscal years, ending on the thirtieth day of June, eighteen hundred and sixty-six.

Read first and second times, referred to the Committee on Ways and Means, and the usual number ordered printed.

By Mr. Peterson, for an Act to repeal an Act entitled an Act concerning officers of the County of Los Angeles, approved March twenty-third, eighteen hundred and sixty-one.

Read first and second times, and ordered on file.

By Mr. Clayton, for an Act to authorize the Board of Supervisors of the City and County of San Francisco to appoint an Inspector of Steam Boilers in and for said city and county, and other matters relating thereto.

Read first and second times, and referred to the San Francisco delegation.

Also, for an Act to define and establish the width of East street, between Market and Clay streets, in the City and County of San Francisco.

Read first and second times, and referred to the Committee on Commerce and Navigation.

By Mr. Singleton, for an Act authorizing the Board of Supervisors of Sierra County to levy taxes for county purposes, and for the apportionment of the revenue of the county from licenses and poll taxes.

Read first and second times, and ordered on file.

By Mr. Goodwin, for an Act to provide for acquiring and maintaining titles to quartz, silver, and copper mining claims.

Read first and second times, and referred to the Committee on Mines and Mining Interests, and the usual number ordered printed.

By Mr. Goodall, for an Act to grant E. H. Perry and others the right to construct and maintain a turnpike road from a point on the Sonora and Mono Road, near West Walker River, to a point in Antelope Valley, and the right to collect toll for travel thereon.

Read first and second times, and ordered on file.

By Mr. Bugbee, for an Act to appropriate money to pay for the erection and completion of a monument to the memory of the late General George Wright.

Read first and second times, and referred to the Committee on Public Expenditures and Accounts.

By Mr. Greene, for an Act to provide for the collection of delinquent taxes in the City of Stockton.

Read first and second times, and referred to the Judiciary Committee.
By Mr. Perrin, for an Act to exempt mining claims from the common law rules of forfeiture.

Read first and second times, referred to the Committee on Mines and Mining Interests, and the usual number ordered printed.

By Mr. Brown, for an Act providing for the determination of actions for the recovery of the possession of lands and tenements, for rents and profits growing out of the same, and for damages for the withholding thereof in certain cases.

Read first and second times, and referred to the Judiciary Committee.

By Mr. Holden, for an Act providing for the construction of a wagon road from Oat Valley, in Sonoma County, to Achilles Richardson's house, in Mendocino County.

Read first and second times, and referred to the delegations from Sonoma and Mendocino.

By Mr. Murch, for an Act to amend an Act entitled an Act concerning public ferries and toll bridges, approved April twenty-eighth, eighteen hundred and fifty-five, and the several Acts amendatory thereof and supplemental thereto.

Read first and second times, and referred to the Committee on Roads and Highways.

GENERAL FILE.

Assembly bill No 50, an Act to facilitate the adjustment of the differences between the United States and the State in relation to the several grants of land made by Congress, and to protect the purchasers of the State in their titles—read third time.

On which, the ayes and noes being demanded, by Messrs. Hopper, Luttrell, and Howard, the roll was called, and the bill passed, by the following vote:

AYES—Messrs. Anthony, Ayer, Bledsoe, Bosquit, Braly, Brown of Contra Costa, Brown of Tulare, Bugbee, Campbell, Chase, Clayton, Coghlan, Collier, Dornin, Downing, Dutton, Dwyer, Eagar, Goodall, Greene, Hansbrow, Hatch, Hoag, Hogle, Holden, Hollister, Howard, Huestis, Hunt of Sacramento, Kidder, Lemon, Lupton, McClelland, Perrin, Reed, Sawyer, Satterwhite, Sherwood, Smith of Butte, Stewart, Wilcox, and Mr. Speaker—42.

NOES—Messrs. Butchelder, Chamberlain, Corey, Dorr, Frink, Goodwin, Hill, Hopper, Ireland, Lee, Leech, Luttrell, Maholmb, Meredith, Murch, Parrish, Pattison, Sexton, Singleton, Smith of El Dorado, Steele, Ward, Wilson, and Zuck—24.

Senate bill No. 80, an Act to amend an Act entitled an Act to authorize the Board of Supervisors of the County of Napa to take and subscribe to the capital stock of the Napa Valley Railroad Company, and to provide for the payment of the same, and other matters relating thereto, passed April fourth, eighteen hundred and sixty-four.

Mr. McClelland moved to refer to the Committee on Internal Improvements, together with the petition presented by himself from citizens of Napa County.

Mr. Luttrell moved to postpone for two weeks.

Mr. Brown of Contra Costa moved to amend by laying over till tomorrow

The House so ordered.

Assembly bill No. 136, an Act granting the right of way over certain lands in the Counties of Lake and Mendocino for the construction of a wagon road—ordered engrossed.

Assembly concurrent resolution No. 29, instructing delegates in Congress to procure the establishment of a tri-weekly mail from Bridgeport, via Mono Lake and Adobe Meadows, to Partzwick—adopted.

Assembly bill No. 141, an Act to confirm a certain contract for sale of stock held by the County of San Mateo in the San Francisco and San José Railroad Company—ordered engrossed.

Assembly bill No. 142, an Act to provide for the division of Solano County into assessment districts, for the election of District Assessors, and to define their duties, liabilities, and compensation—ordered engrossed.

Assembly bill No. 2, an Act for the better punishment of persons who shall be more than once convicted of felony or petit larceny.

Mr. Eagar moved to refer the bill to the Committee on Public Morals.

Mr. Dutton moved to recommit, with instructions to report a substitute.

The House refused.

On motion of Mr. Brown of Contra Costa, the bill was indefinitely postponed.

The hour of one o'clock having arrived, the House took a recess under the rule.

HOUSE RE-ASSEMBLED.

At two o'clock P. M., the House re-assembled.

Speaker in the Chair.

Assembly bill No. 123, an Act to pay the claim of Peter McGraw.

On motion of Mr. Reed, the rules were suspended, the bill considered engrossed, and considered in Committee of the Whole.

IN ASSEMBLY.

Reported, and passage recommended, report adopted, the bill read third time, and passed.

By leave, Mr. Lupton introduced an Act for the relief of the Kohler Brothers Silver Mining Company.

Read first and second times, and referred to the Committee on Corporations.

Mr. Sawyer reported Assembly concurrent resolution No. 31, providing for the printing of the report of the State Board of Agriculture for eighteen hundred and sixty-five, and recommended its adoption.

On motion of Mr. Reed, the resolution was adopted.

At two o'clock and ten minutes P. M., Mr. Peterson moved to adjourn. Withdrawn.

Mr. Batchelder gave notice of a motion to reconsider the vote whereby the amendment to the rules was adopted providing for a daily recess.

On motion of Mr. Downing, Assembly bill No. 67, an Act for the relief of purchasers of swamp land within the limits of the Tulare canal grant, was taken from the table.

On motion of Mr. Hopper, the bill was recommitted, with an amendment, offered by Mr. Downing.

At two o'clock and fifteen minutes P. M., on motion of Mr. Goodall, the House adjourned.

IN ASSEMBLY.

HOUSE OF ASSEMBLY,
 Wednesday, January 17th, 1866. }

House met pursuant to adjournment.

Speaker in the Chair.

Roll called.

Quorum present.

Prayer by the Chaplain.

Mr Ireland had indefinite leave of absence.

Messrs. Sherwood, Lupton, and Chamberlain, rose to questions of privilege.

Mr. Goodall presented a petition from citizens of Owens River Valley for a new county.

Referred to the Committee on Counties and County Boundaries.

Mr. Eagar, Chairman of the Committee on Ways and Means, made the following report :

REPORTS.

MR. SPEAKER :—The Committee on Ways and Means, to whom was referred Assembly bill No. 68, an Act to provide for the collection of the revenue in and for the County of Mendocino, have had the same under consideration, and report it back, with a substitute, and recommend the passage of the substitute.

EAGAR, Chairman.

Mr. Brown of Contra Costa, Chairman of the Judiciary Committee, made the following report :

MR. SPEAKER :—The Judiciary Committee, to whom were referred Assembly bills Nos. 52 and 116, Acts to amend an Act entitled an Act to regulate the settlement of the estates of deceased persons, passed May first, eighteen hundred and fifty-one, and all Acts amendatory thereof and supplementary thereto, having had the same under consideration, report them back, with a substitute, and recommend the passage of the substitute ;

Also, Assembly bill No. 156, an Act providing for the determination of actions for the recovery of the possession of lands and tenements, for rents and profits growing out of the same, and for damages for the withholding thereof in certain cases, and report the same back, and recommend its passage.

BROWN, Chairman.

Mr. Sherwood, Chairman of the Committee on Public Expenditures and Accounts, made the following report :

MR. SPEAKER :—The Committee on Public Expenditures and Accounts, to whom was referred Assembly bill No. 153, an Act to appropriate money to pay for the erection and completion of a monument to the memory of the late General George Wright, having had the same under

consideration, beg leave to report the same back, and recommend its passage.

SHERWOOD, Chairman.

Mr. Sherwood, Chairman of the Committee on Public Expenditures and Accounts, also made the following report :

Mr. SPEAKER :—The Committee on Public Expenditures and Accounts, having examined and found correct the following accounts, beg leave to report the same, and recommend the adoption of the accompanying resolution :

To whom due.	Amounts.
James Anthony & Co., for Daily Union to January 13th.....	\$228 50
James Anthony & Co., for Weekly Union during session.....	316 62
P. J. Hopper, for Folsom Telegraph during session.....	93 00
M. C. Houck, for Yreka Union during session.....	60 00
R. Stuart, for Weekly American Flag during session.....	72 00
R. Stuart, for Weekly Alta during session.....	24 00
R. Stuart, for Daily Morning Call during session.....	57 00
R. Stuart, for Police Gazette during session.....	6 00
W. R. Morris & Co., for Democratic Standard during session....	12 00
The Irish People, during session.....	3 00
W. Sharp, for carpets, etc.....	293 50
R. S. Jones, for repairs, etc.....	52 24
B. F. Connelly, for stoves, etc.....	41 25
H. Klays, for room rent.....	25 00

Resolved, That the Controller of State be and he is hereby authorized and directed to draw his warrants on the Contingent Fund of the Assembly, as follows :

In favor of James Anthony & Co., for five hundred and forty-five dollars and twelve cents ;

In favor of P. J. Hopper, for ninety-three dollars ;

In favor of R. Stuart, for one hundred and fifty-nine dollars ;

In favor of M. C. Houck, for sixty dollars ;

In favor of W. R. Morris & Co., for twelve dollars ;

In favor of The Irish People, for three dollars ;

In favor of W. Sharp, for two hundred and ninety-three dollars and fifty cents ;

In favor of R. Jones, for fifty-two dollars and twenty-four cents ;

In favor of B. F. Connelly, for forty-one dollars and twenty-five cents ;

In favor of H. Klays, for twenty-five dollars.

SHERWOOD, Chairman.

The resolution above reported was adopted.

Mr. Chamberlain, Chairman of the Committee on Federal Relations, made the following report :

MR. SPEAKER:—The Committee on Federal Relations, to whom was referred the memorial to Congress concerning an Act to aid in construction of an overland railroad and telegraph line, report the same back, and recommend its passage;

Also, report back Assembly concurrent resolutions in relation to the re-establishing of the southern mail route, without recommendation.

CHAMBERLAIN, Chairman.

Mr. Hogle, from the Committee on Engrossment, made the following report:

MR. SPEAKER:—The Committee on Engrossment have examined, and found correctly engrossed, Assembly bill No. 24, an Act to define and establish the boundaries of Mono County;

Also, Assembly bill No. 33, an Act to amend an Act entitled an Act concerning grand and trial jurors, approved April twenty-seventh, eighteen hundred and sixty-three;

Also, Assembly bill No. 61, an Act supplementary to an Act entitled an Act to fund the debt of the County of Sonoma, and to provide for the payment of the same, approved March twentieth, eighteen hundred and sixty;

Also, Assembly bill No. 70, an Act to amend an Act entitled an Act to provide for the establishment, maintenance, and protection of public and private roads, approved May sixteenth, eighteen hundred and sixty-one;

Also, Assembly bill No. 71, an Act to provide for the care of the indigent sick of the County of Sierra;

Also, Assembly bill No. 99, an Act concerning the distribution of the reports of the decisions of the Supreme Court and the statutes of this State;

Also, Assembly bill No. 109, an Act to authorize the executors of Joseph L. Folsom, deceased, to sell real estate of their testator at private sale without notice.

HOGLE, for Committee.

Mr. Coghlan made the following report:

MR. SPEAKER:—The committee to whom was referred Assembly bill No. 143, an Act amendatory of and supplemental to an Act entitled an Act granting the right of way over certain lands in the Counties of Lake and Sonoma for the construction of a wagon road, approved March fifteenth, eighteen hundred and sixty-four, having considered the same, beg leave to report the same back, without amendment, and recommend its passage.

COGHLAN, for Committee.

RESOLUTIONS.

Mr. Ayer offered the following resolution:

Resolved, That a special committee of five members of this Assembly be appointed to confer with the Mining Convention in regard to the establishment of a mining and assaying department in connection with the State Agricultural College.

Adopted.

Mr. Dornin offered a resolution for a new rule, as follows :

RULE 79. All motions and resolutions pertaining to the policy of the Federal Government towards the late so-called Confederate States and the people thereof, to theories of reconstruction and suffrage therein, shall be referred to the Committee on Federal Relations without debate.

Ordered to lay over one day.

Mr. Olds offered the following resolution :

Resolved, That Charles S. Winn be and he is hereby appointed Assistant Porter for the committee rooms, at the per diem allowed by law, to be paid out of the Contingent Fund of the Assembly.

Adopted.

Mr. Hopper offered a concurrent resolution relative to the establishment of a daily mail between the Cities of Sacramento and Stockton.

Referred to the Committee on Federal Relations.

Mr. Sherwood offered the following resolution :

Resolved, That a committee of five be appointed to investigate the affairs of the Clerk's desk of this House.

Adopted.

Mr. Batchelder moved to reconsidered the vote whereby the amendment to the rules was adopted, providing for a daily recess.

Withdrawn.

On motion of Mr. Coghlan, Senate bill No. 80, an Act to amend an Act entitled an Act to authorize the Board of Supervisors of the County of Napa to take and subscribe to the capital stock of the Napa Valley Railroad Company, and to provide for the payment of the same, and other matters relating thereto, passed April fourth, eighteen hundred and sixty-four, was taken up, read third time, and passed.

Mr. Sawyer introduced a concurrent resolution relating to the printing and translation of laws.

Referred to the Joint Committee on Printing.

The Speaker announced the following special committee to investigate affairs at Clerk's desk: Messrs. Sherwood, Howard, Singleton, Hawkins, and Hill.

NOTICES OF BILLS.

Notices of the introduction of bills were given as follows :

By Mr. Huestis, for an Act to authorize Theodore A. Linn, A. A. Hadley, and John Ray, and their associates, to construct a turnpike road from Shelter Cove, in Humboldt County, to Upper Mattole Valley, in said county, and to levy and collect toll thereon;

Also, for an Act to authorize certain parties to construct a turnpike road from the settlement on Eel River, in Humboldt County, to Long Valley, in Mendocino County, to levy and collect toll thereon, and to authorize the Counties of Humboldt and Mendocino to take a certain amount of stock in said road.

By Mr. Mace, for an Act to authorize the Auditor of Fresno County to issue bonds to pay for constructing and furnishing a County Jail and Court House.

By Mr. Hill, for an Act to amend an Act entitled an Act to fix the compensation of officers, to provide for funding the floating debt of the County of Santa Barbara, and prohibit the contracting of any new indebtedness against said county, approved April fourth, eighteen hundred and sixty-four.

By Mr. Sawyer, for an Act to provide for the speedy publication of public and special laws.

INTRODUCTION OF BILLS.

Bills were introduced as follows :

By Mr. Ward, for an Act to compel the District Attorney of Merced County to reside at the county seat of said county.

Read first and second times, and ordered on file.

By Mr. Dornin, for an Act to exempt from stamp duty certain contracts of insurance.

Read first and second times, and referred to the Committee on Ways and Means.

GENERAL FILE.

Assembly bill No. 34, an Act amendatory of and supplementary to an Act entitled an Act to regulate proceedings in criminal cases, passed May first, eighteen hundred and fifty-one—read third time, and passed.

Mr. Goodall, by leave, introduced an Act to create the County of Inyo, to define its boundaries, and to provide for its organization.

Read first and second times, and referred to the Committee on Counties and County Boundaries.

Assembly bill No. 94, an Act to provide for a Chaplain for the State Prison of the State of California—referred to the Committee on State Prison.

Senate bill No. 67, an Act to authorize the Board of Supervisors in and for the County of Sutter to levy an additional tax for county purposes—read third time, and passed.

Senate concurrent resolution No. 13, requesting the President of the United States, at the earliest opportunity, to invite a citizen of the Pacific coast to a seat in the Cabinet—adopted.

Assembly bill No. 147, an Act to repeal an Act entitled an Act concerning offices in the County of Los Angeles, approved March twenty-third, eighteen hundred and sixty-one—ordered engrossed.

Assembly bill No. 150, an Act authorizing the Board of Supervisors of Sierra County to levy taxes for county purposes, and for the apportionment of the revenue of the county from licenses and poll taxes—ordered engrossed.

Assembly bill No. 152, an Act to grant E. H. Perry and others the right to construct and maintain a turnpike road from a point on the Sonora and Mono Road, near West Walker River, to a point in Antelope Valley, and the right to collect toll for travel thereon—ordered engrossed.

The Speaker appointed the following special committee to confer with the Mining Convention in regard to a mining and assaying department for the Pacific coast: Messrs. Ayer, Brown of Contra Costa, Pattison, Sexton, and Steele.

On motion of Mr. Hopper, at eleven o'clock and five minutes A. M., the House adjourned.

IN ASSEMBLY.

HOUSE OF ASSEMBLY,
Thursday, January 18th, 1866. }

House met pursuant to adjournment.

Speaker in the Chair.

Roll called.

Quorum present.

Prayer by the Chaplain.

Journal of yesterday read and approved.

Messrs. Lupton and Reed rose to questions of privilege.

MESSAGE FROM THE SENATE.

The following message was received from the Senate :

SENATE CHAMBER,
January 17th, 1866. }

MR. SPEAKER :—The Senate, this day, adopted Senate concurrent resolution No. 21, authorizing the Enrolling Clerk to insert an enacting clause in Senate bill No. 72, an Act to provide for the collection of delinquent taxes in the Town of Downieville, and ask the concurrence of the Assembly in the same.

JOHN WHITE,
Secretary of Senate.

Mr. Holden rose to a point of order, viz : that the House cannot by a resolution empower the Enrolling Clerk to insert the enacting clause of a bill as a correction of a clerical error.

Overruled.

Mr Chamberlain appealed.

The decision of the Chair was sustained, and the House concurred in Senate concurrent resolution No. 21, above reported.

Mr. Clayton, Chairman of the Committee on Commerce and Navigation, made the following report :

MR SPEAKER :—The Committee on Commerce and Navigation, to whom was referred Assembly bill No. 21, an Act to authorize Juan Camarrillo and others to build a wharf at San Buenaventura, in Santa Barbara County, have had the same under consideration, and report it back, with a substitute, and recommend the passage of the substitute ;

Also, Assembly bill No. 82, an Act to authorize H. B. Tichenor, and R. G. Byxbee, to construct a railroad and railroad wharf in Mendocino County, and report the same back, with amendments, and recommend its passage as amended.

CLAYTON, Chairman.

Mr. Hatch, Chairman of the Committee on Roads and Highways, made the following report :

MR. SPEAKER :—The Committee on Roads and Highways, to whom was referred Assembly bill No. 139, an Act supplemental to an Act entitled an Act to authorize the Board of Supervisors of Sutter County to construct

a bridge across Feather River, approved April eleventh, eighteen hundred and fifty-nine, have had the same under consideration, and report it back, without amendment, and recommend its passage;

Also, Assembly bill No. 158, an Act to amend an Act entitled an Act concerning public ferries and toll bridges, approved April twenty-eighth, eighteen hundred and fifty-five, and the several Acts amendatory thereof and supplemental thereto, and report it back, without amendment, and recommend its passage.

HATCH, Chairman.

Mr. Hogle, from the Committee on Engrossment, made the following report:

MR. SPEAKER:—The Committee on Engrossment have examined, and found correctly engrossed, Assembly bill No. 39, an Act to appropriate money to pay the claim of A. S. Bender;

Also, Assembly bill No. 46, an Act to appropriate money to pay the claim of O. M. Claves;

Also, Assembly bill No. 76, an Act to authorize the Controller of State to issue duplicate warrants to August Steurer;

Also, substitute for Assembly bill No. 110, an Act to fix the salaries of County Judges of the Counties of Shasta and Tehama, and to provide for the payment of the same;

Also, substitute for Assembly bill No. 111, an Act to amend an Act entitled an Act to regulate proceedings in criminal cases, approved April twentieth, eighteen hundred and fifty, and amendments thereto;

Also, Assembly bill No. 113, an Act to provide for the maintenance of public roads and trails in the County of Sierra;

Also, Assembly bill No. 121, an Act to change the name of Edwin Webster Stewart and Sarah E. Stewart to Webster Smith and Sarah E. Smith;

Also, Assembly bill No. 125, an Act to pay the claim of Chase & Boruck for advertising;

Also, Assembly bill No. 141, an Act to confirm a certain contract for sale of stock held by the County of San Mateo in the San Francisco and San José Railroad Company;

Also, Assembly bill No. 142, an Act to provide for the division of Solano County into assessment districts, for the election of District Assessors, and to define their duties, liabilities, and compensation.

HOGLE, for Committee.

COMMUNICATION FROM THE GOVERNOR.

Mr. Sherwood presented the following communication from the Governor:

STATE OF CALIFORNIA. EXECUTIVE DEPARTMENT, }
Sacramento, January 18th, 1866. }

Hon. T. J. Sherwood:

DEAR SIR:—I beg to inform you that the report of the Trustees of the State Reform School was transmitted to the Legislature at the beginning of the session. I have so notified the Senate to-day, in response to a Senate resolution. Justice to the Trustees would seem to require that the proper correction be made in the Assembly.

Yours truly,

F. F. LOW, Governor.

Mr. Sherwood made a report from the special committee on investigation of the affairs of the Clerk's desk of this House.

Read by the Speaker, and ordered on file.

MESSAGE FROM THE GOVERNOR.

The following message was received from the Governor :

STATE OF CALIFORNIA, EXECUTIVE DEPARTMENT, }
Sacramento, January 17th, 1866. }

To the Assembly of the State of California :

I have to inform your honorable body that I have this day approved Assembly bill No. 74, an Act to amend an Act entitled an Act supplementary to an Act to incorporate the City of Los Angeles, approved May first, eighteen hundred and fifty-two ;

Also, Assembly bill No. 38, an Act to abolish the Board of Commissioners of the Funded Debt of the City of San José ;

Also, substitute for Assembly bill No. 31, an Act concerning fees of office in the County of Mendocino ;

Also, Assembly bill No. 66, an Act to amend an Act entitled an Act to fund the debt of San Bernardino County, approved February twenty-sixth, eighteen hundred and fifty-nine ;

Also, Assembly bill No. 13, an Act to change the name of Taylor Logan ;

Also, Assembly bill No. 107, an Act concerning roads and highways in the Counties of Mariposa and Tulare.

FRED'K F. LOW,
Governor.

Mr. Sawyer presented a memorial to Congress, and a concurrent resolution relating to granting United States bonds in lieu of certain lands to the Central Pacific Railroad Company.

Mr. Sawyer moved to refer to the Committee on Corporations.

Mr. Hopper moved to refer to the Committee on Federal Relations, and to have the usual number ordered printed.

The House so ordered.

On motion of Mr. Dornin, the resolution offered by him providing for the adoption of a new rule, was taken up.

Messrs. Hunt of Santa Clara, Leech, and Greene, demanded the previous question.

Sustained.

RULE 79. All motions and resolutions pertaining to the policy of the Federal Government toward the late so-called Confederate States and the people thereof, to theories of reconstruction and suffrage therein, shall be referred to the Committee on Federal Relations without debate.

On which, Messrs. Downing, Hoag, and Meredith, demanded the ayes and noes, and the rule was adopted, by the following vote :

AYES—Messrs. Anthony, Ayer, Batchelder, Bosquit, Bowman, Brown of Contra Costa, Bugbee, Campbell, Chamberlain, Clayton, Coghlan, Collier, Corey, Dorr, Dornin, Dutton, Dwyer, Eagar, Frink, Goodall, Greene, Hamlin, Hatch, Hill, Hogle, Holden, Hopper, Howard, Huestis, Hunt of Sacramento, Hunt of Santa Clara, Ireland, Leech, Lemon,

Maholmb, Meredith, Murch, Olds, Pattison, Perrin, Sexton, Sherwood, Singleton, Smith of Butte, Smith of El Dorado, Steele, Stewart, Taylor, Wilcox, Wilson, and Zuck—51.

NOES—Messrs. Bledsoe, Braly, Brown of Tulare, Downing, Goodwin, Hansbrow, Hawkins, Hearst, Hoag, Hollister, Lupton, Luttrell, Mace, McClelland, Parrish, Peterson, Reed, and Ward—19.

Mr. Holden gave notice of a motion to reconsider the vote whereby Rule Number Seventy-Nine was adopted.

Mr. Lupton offered the following resolution :

Resolved, That the Committee on Federal Relations be and it is hereby increased to nine; the two additional members to be appointed from the members of this House who have been elected thereto as Democrats.

Ordered to lay over for one day, under the rule.

MESSAGE FROM THE SENATE.

The following message was received from the Senate :

SENATE CHAMBER,
January 18th, 1866. }

MR. SPEAKER:—The Senate, on the sixteenth instant, passed Assembly bill No 84, an Act to authorize the Board of Supervisors of Mariposa County to levy an additional tax for county expenditures ;

Also, passed Assembly bill No. 112, an Act to amend an Act entitled an Act concerning roads and highways in the County of Plumas, approved April twenty-fifth, eighteen hundred and sixty-three, with an amendment, and respectfully solicit the concurrence of the Assembly in the amendment.

JOHN WHITE,
Secretary of Senate.

At twelve o'clock and twenty-three minutes P. M., Mr. Anthony moved to adjourn.

The House refused.

The House concurred in Senate amendment to Assembly bill No. 112, above reported.

At twelve o'clock and twenty-five minutes P. M., on motion of Mr. Lecch, the House adjourned.

IN ASSEMBLY.

HOUSE OF ASSEMBLY,
Friday, January 19th, 1866. }

House met pursuant to adjournment.

Speaker in the Chair.

Roll called.

Quorum present.

Prayer by the Chaplain.

Journal of yesterday read and approved.

Messrs. Wilcox and Frink rose to questions of privilege.

REPORTS.

Mr Brown of Contra Costa, Chairman of the Judiciary Committee, made the following report:

MR. SPEAKER:—The Judiciary Committee, to whom was referred Assembly bill No. 132, an Act to amend an Act concerning District Court Reporters for the Fourth, Sixth, Seventh, Tenth, Twelfth, and Fifteenth Judicial Districts, approved May seventeenth, eighteen hundred and sixty-one, and an Act amendatory thereof, approved April seventeenth, eighteen hundred and sixty-two, having had the same under consideration, respectfully report it back to the Assembly, and recommend its passage.

BROWN, Chairman.

Mr. Reed, Chairman of the Committee on Agriculture, made the following report:

MR. SPEAKER:—The Committee on Agriculture, to whom was referred Assembly bill No. 93, an Act entitled an Act to repeal an Act entitled an Act supplementary to an Act entitled an Act for the better protection of the agricultural interests in certain counties, and for the more effectual prevention of the trespassing of animals upon private property, passed March eleventh, eighteen hundred and sixty-four, have had the same under consideration, report it back, and respectfully ask its passage.

REED, Chairman.

Mr. Sherwood, Chairman of the Committee on Public Expenditures and Accounts, made the following report:

MR. SPEAKER:—The Committee on Public Expenditures and Accounts, having examined and found correct the following accounts, beg leave to report the same, and recommend the adoption of the accompanying resolution:

To whom due.	Amounts.
John C. Boggs, for Stars and Stripes for session	\$105 00
A. W. Bishop, for Chico Courant for session.....	57 00
Brunton & Coffin, for Sonora Herald for session.....	18 00
William Gagan, for Oakland News for session	57 00
Solano Herald for session.....	12 00

Resolved, That the Controller of State is hereby authorized and directed to draw his warrants on the Contingent Fund of the Assembly, as follows :

In favor of John C. Boggs, for one hundred and five dollars ;
 In favor of A. W. Bishop, for fifty-seven dollars ;
 In favor of Brunton & Coffin, for eighteen dollars ;
 In favor of William Gagan, for fifty-seven dollars ;
 In favor of Solano Herald, for twelve dollars.

SHERWOOD, Chairman.

Adopted

Mr. Hogle, from the Committee on Engrossment, made the following report :

Mr. SPEAKER :—The Committee on Engrossment have examined, and found correctly engrossed, substitute for Assembly bill No. 20, an Act to aid the County of Klamath in repairing and improving a road and trail from Trinidad to Sawyer's Bar, in said county ;

Also, Assembly bill No. 123, an Act to pay the claim of Peter McGraw ;

Also, Assembly bill No. 127, an Act to amend an Act to restrict the herding of sheep, approved May eighteenth, eighteen hundred and sixty-one ;

Also, Assembly bill No. 128, an Act to repeal an Act entitled an Act to authorize the Board of Supervisors of Humboldt County to annul certain bonds ;

Also, Assembly bill No. 150, an Act authorizing the Board of Supervisors of Sierra County to levy taxes for county purposes, and for the apportionment of the revenue of the county from licenses and poll taxes ;

Also, Assembly bill No. 152, an Act to grant E. H. Perry and others the right to construct and maintain a turnpike road from a point on the Sonora and Mono Road, near West Walker River, to a point in Antelope Valley, and the right to collect toll for travel thereon ;

Also, Assembly bill No. 136, an Act granting the right of way over certain lands in the Counties of Lake and Mendocino for the construction of a wagon road ;

Also, Assembly bill No. 147, an Act to repeal an Act entitled an Act concerning officers of the County of Los Angeles, approved March twenty-third, eighteen hundred and sixty-one

HOGLE, for Committee.

Mr. Clayton made the following report :

Mr. SPEAKER :—The San Francisco delegation, to whom was referred Assembly bill No. 16, an Act in relation to the widening of Kearny street and Third street, in the City and County of San Francisco, have carefully considered the same, and report it back with a substitute, and recommend the passage of the substitute.

CLAYTON, for Delegation.

Mr. Chase offered the following resolution :

Resolved, By the Assembly, the Senate concurring, that the Legislature now in session do adjourn *sine die* on the twentieth day of February, eighteen hundred and sixty-six.

On motion of Mr. Eagar, the resolution was laid on the table.

On motion of Mr. Peterson, Assembly bill No. 147, an Act to repeal an Act entitled an Act concerning officers of the County of Los Angeles, approved March twenty-third, eighteen hundred and sixty-one, was referred to the Los Angeles delegation.

Mr. Goodwin offered a concurrent resolution instructing the Enrolling Clerk of the Assembly to correct an error in Assembly bill No. 112, an Act to amend an Act entitled an Act concerning roads and highways in the County of Plumas, approved April twenty-fifth, eighteen hundred and sixty-three.

Adopted.

Mr. Peterson offered the following resolution:

Resolved, That the use of the Assembly hall be given to Hon. Zach. Montgomery on Tuesday evening next. (twenty-third instant.) for the purpose of delivering a public lecture in relation to common schools.

Mr. Chamberlain moved to indefinitely postpone.

On which, Messrs. Peterson, Holden, and Mace, demanded the ayes and noes, and the House agreed, by the following vote:

AYES—Messrs. Anthony, Ayer, Batchelder, Bosquit, Bowman, Brown of Contra Costa, Bugbee, Campbell, Chamberlain, Clayton, Coghlan, Collier, Corey, Dorr, Dornin, Dutton, Dwyer, Eagar, Frink, Goodall, Greene, Hansbrow, Hatch, Hogle, Hopper, Howard, Huestis, Hunt of Sacramento, Hunt of Santa Clara, Ireland, Kidder, Lee, Leech, Lemon, Meredith, Murch, Olds, Pattison, Perrin, Sexton, Sherwood, Singleton, Smith of Butte, Smith of El Dorado, Taylor, Wilson, and Mr. Speaker—47.

NOES—Messrs. Bledsoe, Braly, Brown of Tulare, Downing, Goodwin, Hamlin, Hawkins, Hearst, Hill, Hoag, Holden, Hollister, Lupton, Luttrell, Mace, Maholmb, McClelland, Parrish, Peterson, Reed, Satterwhite, and Steele—22.

Mr. Mace gave notice of a motion to reconsider the above vote.

Ruled out of order.

Mr. Pattison offered the following preamble and resolution:

WHEREAS, The Assembly having concurred in Senate concurrent resolution No. 17, and appointed their committee in accordance therewith, and the Senate having failed to appoint said committee, therefore be it

Resolved, That the Assembly do appoint a committee of three to investigate into the cause of the delay in the transmission or delivery of certain concurrent resolutions telegraphed to our delegation in Congress by his Excellency Governor Low, and report to this House.

Adopted.

MESSAGES FROM THE SENATE.

The following messages were received from the Senate :

SENATE CHAMBER,
January 18th, 1866. }

MR. SPEAKER:—The Senate, on the sixteenth instant, adopted Senate substitute for Assembly concurrent resolution No. 27, relative to

Committee of Investigation on Swamp Land Commission, and ask concurrence of the Assembly in the substitute;

Also, adopted Senate concurrent resolution No. 20, requiring the Standing Committees on State Hospitals to visit the Reform School at Marysville, and report thereon;

Also, concurred in Assembly concurrent resolution No. 29, instructing the delegation in Congress to procure the establishment of a tri-weekly mail from Bridgeport, via Mono Lake and Adobe Meadows, to Partzwick;

Also, passed Senate bill No. 28, an Act amendatory of and supplementary to an Act to incorporate the City of Marysville, approved March third, eighteen hundred and fifty-seven;

Also, on the seventeenth instant, passed Assembly bill No. 106, an Act to legalize assessment of taxes in the County of Alpine;

Also, passed Senate substitute for Assembly bill No. 88, an Act to amend an Act entitled an Act concerning roads and highways in the County of Butte, approved May sixteenth, eighteen hundred and sixty-one, and respectfully solicit the concurrence of the Assembly in the substitute;

Also, concurred in Assembly joint resolution No. 5, concerning the establishment of a daily mail from the city of Stockton, via Copperopolis, to the Town of Murphy's, Calaveras County;

Also, passed Senate bill No. 85, an Act to provide for the construction and maintenance of a wagon road from Downieville to Sierraville, in Sierra County.

CHAS. W. GORDON,
Assistant Secretary.

SENATE CHAMBER, }
January 19th, 1866. }

Mr. SPEAKER:—The Senate, on yesterday, passed Assembly bill No. 41, an Act to change the name of the Pacific Accumulation Loan Company, and authorize it to purchase and obtain certain real estate, with an amendment, and respectfully ask the concurrence of the Assembly in the amendment;

Also, passed Assembly bill No. 53, an Act amendatory of an Act, approved March twenty-eighth, eighteen hundred and sixty-four, entitled an Act supplementary to an Act entitled an Act to exempt firemen from militia and jury duty, passed March twenty-fifth, eighteen hundred and fifty-three;

Also, passed Assembly bill No. 58, an Act to authorize the Trustees of the California Art Union to distribute works of art, with an amendment, and respectfully ask the concurrence of the Assembly in the amendment;

Also, passed Senate bill No. 24, an Act to amend an Act entitled an Act to authorize the Board of Supervisors of the County of Solano to take and subscribe two hundred thousand dollars to the capital stock of the San Francisco and Marysville Railroad Company, approved April sixteenth, eighteen hundred and fifty-nine;

Also, passed Senate bill No. 49, an Act for the relief of J. A. Moultrie;

Also, passed Senate substitute for Senate bill No. 78, an Act to extend the time for constructing a toll bridge across the Colorado River;

Also, passed Senate bill No. 94, an Act to authorize the husband and wife to become witnesses in criminal actions;

Also, passed Senate bill No. 97, an Act providing for the time of holding the County Court and Probate Court in the County of Solano;

Also, adopted Senate concurrent resolution No. 22, directing the Repre-

sentatives in Congress from California to use their efforts to secure the enactment of laws for the protection of claimants of lands in this State.

CHAS. W. GORDON.

Assistant Secretary.

CONSIDERATION OF SENATE MESSAGES.

The House concurred in Senate amendment to Assembly concurrent resolution No. 27, above reported.

Senate bill No. 28, above reported, read first and second times, and referred to the Yuba delegation.

Senate bill No. 85, above reported, read first and second times, and referred to the Sierra delegation.

Senate substitute for Assembly bill No. 88, above reported, read first and second times, and referred to the Butte delegation.

Senate concurrent resolution No. 20, above reported, ordered on file.

Senate bill No. 24, above reported, read first and second times, and referred to the Solano delegation.

Senate bill No. 49, above reported, read first and second times, and referred to the Committee on Claims.

Senate substitute for Senate bill No. 78, above reported, read first and second times, and referred to the Committee on Roads and Highways.

Senate bill No. 94, above reported, read first and second times, and referred to the Judiciary Committee.

Senate bill No. 97, above reported, read first and second times, and ordered on file.

Senate concurrent resolution No. 22, above reported, read first and second times, and referred to the Committee on Public Lands.

The House concurred in Senate amendment to Assembly bill No. 41, above reported.

The House concurred in Senate amendment to Assembly bill No. 58, above reported.

NOTICES OF BILLS.

Notices of the introduction of bills were given as follows:

By Mr. Coghlan, for an Act allowing John Tormey, John B. Frisbie, and their associates, to maintain a public ferry across the Straits of Carquinez.

By Mr. Sawyer, for an Act to repeal all laws requiring officers elected by the people to give official bonds.

By Mr. Ward, for an Act to make the Assessor's office of Merced County a salaried office.

By Mr. Sexton, for an Act fixing the fees and mileage of jurors and witnesses in and for the District Court, County Court, Probate Court, and grand jury, in the County of Placer.

By Mr. Eagar, for an Act to prevent the adulteration of quicksilver.

Mr. Holden moved to reconsider the vote by which Rule Number Seventy-Nine was adopted.

Messrs. Leech, Collier, and Meredith, demanded the previous question.

Upon which, Messrs. Luttrell, Peterson, and Mace, demanded the ayes and noes, and the previous question was ordered, by the following vote:

AYES—Messrs. Anthony, Ayer, Bosquit, Bowman, Brown of Contra Costa, Bugbee, Campbell, Collier, Corey, Dorr, Dornin, Dutton, Dwyer,

Goodall, Hamlin, Hatch, Hill, Howard, Hunt of Santa Clara, Ireland, Leech, Meredith, Murch, Olds, Pattison, Perrin, Sawyer, Sexton, Sherwood, Singleton, Smith of El Dorado, Steele, Taylor, Zuck, and Mr. Speaker—35.

NOES—Messrs. Batchelder, Bledsoe, Braly, Brown of Tulare, Chamberlain, Chase, Coghlan, Downing, Frink, Goodwin, Hansbrow, Hawkins, Hearst, Hoag, Hogle, Holden, Hollister, Hopper, Huestis, Kidder, Lupton, Luttrell, Mace, Maholmb, McClelland, Parrish, Peterson, Reed, Satterwhite, Smith of Butte, Stewart, Ward, and Wilson—33.

Upon which, Messrs. Downing, Hoag, and Holden, demanded the ayes and noes, and the House refused to reconsider, by the following vote :

AYES—Messrs. Bledsoe, Braly, Brown of Tulare, Downing, Goodwin, Hawkins, Hearst, Hoag, Holden, Hollister, Hopper, Lupton, Luttrell, Mace, McClelland, Parrish, Peterson, Reed, Satterwhite, and Ward—20.

NOES—Messrs. Anthony, Ayer, Batchelder, Bosquit, Bowman, Brown of Contra Costa, Bugbee, Campbell, Chamberlain, Chase, Clayton, Coghlan, Collier, Corey, Dorr, Dornin, Dutton, Dwyer, Eagar, Frink, Goodall, Greene, Hamlin, Hansbrow, Hatch, Hill, Hogle, Howard, Huestis, Hunt of Santa Clara, Ireland, Kidder, Leech, Lemon, Maholmb, Meredith, Murch, Olds, Pattison, Perrin, Sawyer, Sexton, Sherwood, Smith of Butte, Smith of El Dorado, Steele, Stewart, Taylor, Wilson, and Mr. Speaker—50.

INTRODUCTION OF BILLS.

Bills were introduced as follows :

By Mr. Bowman, for an Act to authorize the Board of Supervisors of the City and County of San Francisco to close up Waller street between Laguna and Buchanan streets.

Read first and second times, rules suspended, considered engrossed, read third time, and passed.

By Mr. Anthony, for an Act to change the name of Lilly Ann Crittenden to Lilly Ann Cutter.

Read first and second times, rules suspended, considered engrossed, read third time, and passed.

By Mr. Smith of Butte, for an Act to change the name of George Heffren to George H. Lewis, and also to change the name of James Heffren to that of James H. Hamell.

Read first and second times, rules suspended, considered engrossed, read third time, and passed.

By Mr. Huestis, for an Act to authorize Theodore A. Linn, Joseph F. Montgomery, A. A. Hadley, and John Ray, together with those whom they may associate with them, to construct and maintain a turnpike road from Upper Mattole Valley to Shelter Cove, in Humboldt County, and to charge and collect toll thereon.

Read first and second times, and referred to the Committee on Roads and Highways.

By Mr. Goodwin, for an Act authorizing the Board of Supervisors of Lassen County to levy taxes for county purposes.

Read first and second times, and ordered on file.

By Mr. Reed, for an Act to more clearly define and establish the boundary line of Yolo County.

Read first and second times, and ordered on file.

By Mr. Perrin, for an Act to authorize the Board of Supervisors of the

County of Tuolumne to take and subscribe fifty thousand dollars to the capital stock of the Stockton and Copperopolis Railroad Company, and to provide for the payment of the same, and other matters relating thereto.

Read first and second times, and referred to the Tuolumne delegation.

By Mr. Clayton, for an Act to amend an Act entitled an Act to provide for the construction of a macadamized road in the City and County of San Francisco, and for the collection of tolls thereon, approved April fourth, eighteen hundred and sixty-four.

Read first and second times, and referred to the San Francisco delegation.

By Mr. Olds, for an Act changing the time for holding the County Court and Probate Court in the County of Marin.

Read first and second times, and ordered on file.

GENERAL FILE.

Assembly bill No. 33, an Act to amend an Act entitled an Act concerning grand and trial jurors—read third time, and passed.

Assembly bill No. 61, an Act supplementary to an Act entitled an Act to fund the debt of the County of Sonoma, and to provide for the payment of the same, approved March twentieth, eighteen hundred and sixty—read third time, and passed.

Assembly bill No. 70, an Act to amend an Act entitled an Act to provide for the establishment, maintenance, and protection of public and private roads, approved May sixteenth, eighteen hundred and sixty-one—read third time, and passed.

Assembly bill No. 99, an Act concerning the distribution of the reports of the decisions of the Supreme Court and the statutes of this State—read third time, and passed.

Assembly bill No. 109, an Act to authorize the executors of Joseph L. Folsom, deceased, to sell real estate of their testator at private sale without notice—read third time, and passed.

Assembly bill No. 68, an Act to provide for the collection of the revenue in and for the County of Mendocino—substitute adopted, and ordered engrossed.

Substitute for Assembly bills Nos. 52 and 116, an Act to amend an Act entitled an Act to amend an Act entitled an Act to regulate the settlement of the estates of deceased persons, passed May first, eighteen hundred and fifty-one, and other Acts amendatory thereof and supplementary thereto, approved May twentieth, eighteen hundred and sixty-one—substitute adopted, and ordered engrossed.

Assembly bill No. 156, an Act providing for the determination of actions for the recovery of the possession of lands and tenements, for rents growing out of the same, and for damages for the withholding thereof in certain cases—ordered engrossed.

On motion of Mr. Lemon, the bill introduced by Mr. Reed, an Act to more clearly define and establish the boundary line of Yolo County, was taken from the file, and referred to the Committee on Counties and County Boundaries.

On motion of Mr. Eagar, at twelve o'clock and fifty-eight minutes p. m., the House took a recess for one hour.

HOUSE RE-ASSEMBLED.

At two o'clock p. m., the House re-assembled.

Speaker in the Chair.

Mr. Hogle, from the Committee on Engrossment, made the following report:

MR. SPEAKER:—The Committee on Engrossment have examined, and found correctly engrossed, Assembly bill No 163, an Act to authorize the Board of Supervisors of the City and County of San Francisco to close up Waller street between Laguna and Buchanan streets.

HOGLE, for Committee.

GENERAL FILE RESUMED.

Assembly bill No 153, an Act to appropriate money to pay for the erection and completion of a monument to the memory of the late General George Wright.

Mr. Eagar moved to refer to the Committee on Ways and Means.

Messrs. Taylor, Coghlan, and Hunt of Santa Clara, demanded the previous question.

Upon which, Messrs. Lupton, Chase, and Sherwood, demanded the ayes and noes.

The call for the ayes and noes was withdrawn, and the previous question was ordered by a viva voce vote.

On the motion to refer to the Committee on Ways and Means, Messrs. Sherwood, Lupton, and Goodwin, demanded the ayes and noes, and the House refused, by the following vote:

AYES—Messrs. Anthony, Ayer, Batchelder, Bosquit, Chamberlain, Coghlan, Collier, Dornin, Dutton, Dwyer, Eagar, Goodall, Goodwin, Greene, Hatch, Holden, Huestis, Hunt of Santa Clara, Lee, Leech, Meredith, Singleton, Smith of Butte, Stewart, Taylor, Wilson, and Mr. Speaker—27.

NOES—Messrs. Bledsoe, Braly, Brown of Tulare, Bugbee, Chase, Clayton, Dorr, Hansbrow, Hawkins, Hearst, Hill, Hogle, Hollister, Hopper, Ireland, Kidder, Lupton, Luttrell, Maholmb, McClelland, Murch, Olds, Parrish, Pattison, Perrin, Sawyer, Satterwhite, Sexton, Sherwood, Smith of El Dorado, Steele, Ward, and Wilcox—33.

On the motion to engross, Messrs. Bugbee, Sherwood, and Stewart, demanded the ayes and noes, and the House refused to engross, by the following vote:

AYES — Messrs. Braly, Brown of Tulare, Bugbee, Chase, Clayton, Coghlan, Dorr, Downing, Hansbrow, Hawkins, Hearst, Hill, Holden, Hollister, Hopper, Kidder, Lupton, Luttrell, Maholmb, McClelland, Murch, Parrish, Peterson, Sawyer, Satterwhite, Sherwood, Smith of Butte, Smith of El Dorado, Steele, Ward, and Wilcox—31.

NOES — Messrs. Anthony, Ayer, Batchelder, Bosquit, Chamberlain, Collier, Corey, Dornin, Dutton, Dwyer, Eagar, Goodall, Goodwin, Greene, Hamlin, Hatch, Hogle, Huestis, Hunt of Santa Clara, Ireland, Lee, Leech, Meredith, Olds, Pattison, Perrin, Sexton, Stewart, Taylor, Wilson, Zuck, and Mr. Speaker—32.

Assembly concurrent resolution No. 18, that our Senators and Representatives in Congress be instructed to use their influence to establish a southern mail route—was adopted.

Memorial to the Congress of the United States concerning an Act to aid in construction of an overland railroad and telegraph line.

On motion of Mr. Howard, the memorial was made the special order for Wednesday next, at twelve o'clock m.

On motion of Mr. Eagar, the usual number of copies were ordered printed.

Assembly bill No. 143, an Act amendatory of and supplementary to an Act entitled an Act granting the right of way over certain lands in the Counties of Lake and Sonoma for the construction of a wagon road, approved March fifteenth, eighteen hundred and sixty-four—ordered engrossed.

Assembly bill No. 160, an Act to compel the District Attorney of Merced County to reside at the county seat of said county—ordered engrossed.

Assembly bill No. 113, an Act to provide for the maintenance of public roads and trails in the County of Sierra—read third time, and passed.

Assembly bill No. 121, an Act to change the name of Edwin Webster Stewart and Sarah E. Stewart to Webster Smith and Sarah E. Smith—read third time, and passed.

Assembly bill No. 76, an Act to authorize the Controller of State to issue duplicate warrants to August Steurer—read third time, and passed.

Substitute for Assembly bill No. 110, an Act to amend an Act to fix the salaries of judicial officers, and provide for the payment of the same, approved April twenty-seventh, eighteen hundred and sixty-three—read third time, and passed.

Substitute for Assembly bill No. 111, an Act to amend an Act entitled an Act to regulate proceedings in criminal cases, approved April twentieth, eighteen hundred and fifty, and amendments thereto—read third time, and passed.

Assembly bill No. 125, an Act to pay the claim of Chase & Boruck for advertising—considered in Committee of the Whole, the Speaker in the Chair.

IN ASSEMBLY.

Reported, and passage recommended, report adopted, read third time, and passed.

Assembly bill No. 156, an Act providing for the determination of actions for the recovery of the possession of lands and tenements, for rents growing out of the same, and for damages for the withholding thereof in certain cases.

On motion of Mr. Brown of Contra Costa, the bill was taken up, and the usual number of copies ordered printed.

Assembly bill No. 46, an Act to appropriate money to pay the claim of O. M. Claves—read third time, and passed.

Assembly bill No. 39, an Act to appropriate money to pay the claim of A. S. Bender—read third time, and passed.

Assembly bill No. 141, an Act to confirm a certain contract for sale of stock held by the County of San Mateo in the San Francisco and San José Railroad Company—read third time, and passed.

Assembly bill No. 142, an Act to provide for the division of Solano County into assessment districts, for the election of District Assessors, and to define their duties, liabilities, and compensation—returned to file.

Assembly bill No. 21, an Act to authorize José M. Loureyro, José Arnaz, Juan Camarillo, Angel Ascaudon, A. Packard, and Victor Ustusanstegui, to build a wharf at San Buenaventura, in the County of Santa Barbara—substitute adopted, rules suspended, considered engrossed, read third time, and passed.

Assembly bill No. 82, an Act to authorize H. B. Tichenor and R. G. Byxbee to construct a railroad wharf in Mendocino County—committee amendments adopted, and ordered engrossed.

Assembly bill No. 139, an Act supplemental to an Act entitled an Act to authorize the Board of Supervisors of Sutter County to construct a bridge across the Feather River—ordered engrossed.

Assembly bill No. 158, an Act to amend an Act entitled an Act concerning public ferries and toll bridges, approved April twenty-eighth, eighteen hundred and fifty-five, and the several Acts amendatory thereof and supplemental thereto—ordered engrossed.

On motion of Mr. Coghlan, the report of the special committee on investigation of affairs at the Clerk's desk, was laid on the table.

On motion of Mr. Reed, the vote whereby Assembly bill No. 168, an Act to more clearly define and establish the boundary line of Yolo County, was reconsidered, and the bill returned to the file.

On motion of Mr. Clayton, Assembly bill No. 16, an Act supplementary to an Act entitled an Act to declare and regulate the power of the Board of Supervisors of the City and County of San Francisco, to take private lands for certain improvements, and to prescribe the manner of its execution, approved April fourth, eighteen hundred and sixty-four, was taken up, substitute reported by committee adopted, rules suspended, considered engrossed, read third time, and passed.

Mr. Lupton introduced a resolution for a new rule, as follows :

RULE 80. No member shall be allowed to call for the previous question after having spoken upon the matter pending at the time before the House, without first taking his seat after having so spoken, and until some other member has spoken to the same matter.

Ordered to lie over under the rule for one day.

The Speaker announced the following special committee to investigate causes of delay in telegraphing legislative memorial to Congress : Messrs Pattison, Sexton, and Luttrell.

On motion of Mr. Sexton, Assembly bill No. 93, an Act to repeal an Act entitled an Act supplementary to an Act entitled an Act for the better protection of the agricultural interests in certain counties, and for the more effectual prevention of the trespassing of animals upon private property, passed March eleventh, eighteen hundred and sixty-four, approved April fourth, eighteen hundred and sixty-four, was taken up, the rules suspended, considered engrossed, read third time, and passed.

On motion of Mr. Lee, at three o'clock and twenty minutes P. M., the House adjourned.

IN ASSEMBLY.

HOUSE OF ASSEMBLY,
Saturday, January 20th, 1866. }

House met pursuant to adjournment.

Speaker in the Chair.

Roll called.

Quorum present.

Prayer by the Reverend Mr. McDonald.

Journal of yesterday read and approved.

PETITIONS.

Mr. Chase presented a petition from manufacturers of San Francisco against the employment of State Prison labor to the damage of honest mechanics.

Referred to the Committee on State Prison.

Mr. Sherwood presented a petition from citizens of Yuba County for the passage of an Act authorizing the County of Yuba to assist the Yuba Railroad Company by the issuance of county bonds to said company.

Referred to the Yuba delegation.

Mr. Clayton presented a report from the Board of Trustees of the Home for the care of Inebriates.

Referred to the Committee on Ways and Means.

Mr. Goodwin presented a petition from citizens of Plumas County to repeal that portion of the present school law which deprives children of Indian descent of the benefits of our public schools.

Referred to the Committee on Education.

REPORTS.

Mr. Smith of Butte made the following report :

MR. SPEAKER:—The Butte delegation, to whom was referred Senate substitute for Assembly bill No. 88, have had the same under consideration, respectfully report it back, and recommend its passage.

SMITH,
TILDEN.

Mr. Holden made the following report :

MR. SPEAKER:—The delegation from the Counties of Mendocino and Sonoma, to whom was referred Assembly bill No. 157, an Act providing for the construction of a wagon road from Oat Valley, in Sonoma County, to Achilles Richardson's house, in Sonoma County, have had the same under consideration, and respectfully report it back, without amendment, and recommend its passage.

HOLDEN, for Delegation.

RESOLUTIONS.

Mr. Hansbrow offered the following resolution :

Resolved. That during the session of this Legislature, the use of the Assembly Chamber shall not be given or allowed for any private purposes to any individual wherein an admission fee shall be charged, and that under no circumstances shall the furniture of this chamber be removed or disarranged during the session, unless by a vote of the House.

Adopted.

Mr. Chamberlain offered the following resolution :

Resolved, That the Clerk be and he is hereby authorized to make the proper indorsements on Senate bill No. 72, an Act to provide for the collection of delinquent taxes in the Town of Downieville.

Adopted.

On motion of Mr. Lupton, the following resolution was taken up :

Resolved, That the Committee on Federal Relations be and it is hereby increased to nine, the two additional members to be appointed from those members of this House who have been elected thereto as Democrats.

Mr. Dornin moved to indefinitely postpone.

On which, the ayes and noes were demanded, by Messrs. Lupton, Hoag, and Peterson, and the House agreed, by the following vote :

AYES—Messrs. Anthony, Ayer, Bosquit, Brown of Contra Costa, Bugbee, Campbell, Clayton, Coghlan, Collier, Corey, Dorr, Dornin, Dutton, Dwyer, Eagar, Frink, Goodall, Greene, Hatch, Hill, Hogle, Hollister, Hopper, Howard, Hunt of Sacramento, Hunt of Santa Clara, Ireland, Kidder, Leech, Meredith, Murch, Olds, Pattison, Perrin, Sexton, Sherwood, Smith of Butte, Smith of El Dorado, Steele, Stewart, Taylor, Wilcox, Zuck, and Mr. Speaker—44.

NOES—Messrs. Batchelder, Bledsoe, Braly, Brown of Tulare, Downing, Goodwin, Hamlin, Hawkins, Hearst, Hoag, Holden, Huestis, Lupton, Luttrell, Mace, Maholmb, McClelland, Parrish, Peterson, Reed, and Ward—21.

Mr. Corey, Chairman of the Committee on Enrolment, made the following report :

MR. SPEAKER :—The Committee on Enrolment have examined, and found correctly enrolled, Assembly bill No. 92, an Act to transfer certain funds ;

And on this, the twentieth day of January, eighteen hundred and sixty-six, presented the same to the Governor for his approval.

COREY, Chairman.

Mr. Holden offered the following amendment to Rule Number Fifty-Nine: By adding to the end of the rule the following :

“In case of an adjournment of the Assembly immediately after a final vote has been taken upon any bill or resolution, and before notice of reconsideration has been given, any member voting with the majority may give notice of reconsideration by filing with the Clerk a written notice of intention to move for a reconsideration, within two hours after adjournment, which written notice shall be entered in the Journals.”

Mr. Brown of Contra Costa moved to indefinitely postpone.

Mr. Downing offered the following amendment: Amend by striking out "two hours," and insert "one half hour."

Accepted.

The House refused to adopt the proposed amendment of Mr. Holden to Rule Number Fifty-Nine.

MESSAGES FROM THE SENATE.

The following messages were received from the Senate:

SENATE CHAMBER,
January 19th, 1866. }

Mr. SPEAKER:—The Senate, this day, passed Assembly bill No. 92, an Act to transfer certain funds.

CHAS. W. GORDON,
Assistant Secretary.

SENATE CHAMBER,
January 20th, 1866. }

Mr. SPEAKER:—The Senate, this day, passed Assembly bill No. 141, an Act to confirm a certain contract for sale of stock held by the County of San Mateo in the San Francisco and San José Railroad Company;

Also, passed Assembly bill No. 163, an Act to authorize the Board of Supervisors of the City and County of San Francisco to close up Waller street between Laguna and Buchanan streets, with an amendment, and ask the concurrence of the Assembly in amendment.

CHAS. W. GORDON,
Assistant Secretary.

SENATE CHAMBER,
January 20th, 1866. }

Mr. SPEAKER:—The Senate, this day, passed Senate bill No. 89, an Act for the relief of T. C. Hays;

Also, passed Senate bill No. 90, an Act amendatory of an Act entitled an Act to provide for the redemption of the funded indebtedness of the City of Sacramento, approved March twenty-eighth, eighteen hundred and sixty-four;

Also, passed Senate bill No. 91, an Act to authorize John Lawley and his associates to construct a turnpike road in Napa and Lake Counties.

CHAS. W. GORDON,
Assistant Secretary.

SENATE CHAMBER,
January 20th, 1866. }

Mr. SPEAKER:—The Senate, yesterday, passed Assembly bill No. 71, an Act to provide for the care of the indigent sick of the County of Sierra;

Also, passed Assembly bill No. 140, an Act to authorize the Board of Supervisors of Placer County to levy a special tax for the support of the common schools and indigent sick of Placer County;

Also, refused to concur in Assembly concurrent resolution No. 32, relating to a daily mail between the Cities of Sacramento and Stockton, via Elk Grove, Hicksville, Liberty, and Woodbridge;

Also, refused to concur in Assembly concurrent resolution No. 33, relative to Joint Committee on Public Printing;

Also, passed Senate bill No. 35, an Act amendatory of an Act concerning suits wherein the State is a party, approved March twenty-eighth, eighteen hundred and sixty-four;

Also, passed Senate bill No. 44, an Act to authorize the establishing of a steam ferry between Vallejo and Mare Island, in the County of Solano;

Also, passed Senate bill No. 55, an Act to provide for the printing of a catalogue of the State Library.

CHAS. W. GORDON,
Assistant Secretary.

CONSIDERATION OF SENATE MESSAGES.

The House concurred in Senate amendment to Assembly bill No. 163, above reported.

Senate bill No. 44, above reported, read first and second times, and referred to the Committee on Commerce and Navigation.

Senate bill No. 35, above reported, read first and second times, and referred to the Judiciary Committee;

Senate bill No. 55, above reported, read first and second times, and referred to the Committee on State Library;

Senate bill No. 89, above reported, read first and second times, and referred to the Committee on Claims.

Senate bill No. 90, above reported, read first and second times, and referred to the Sacramento delegation.

Senate bill No. 91, above reported, read first and second times, and referred to the Napa and Lake delegations.

MESSAGE FROM THE GOVERNOR.

The following message was received from the Governor:

STATE OF CALIFORNIA, EXECUTIVE DEPARTMENT, }
Sacramento, January 20th, 1866. }

To the Assembly of the State of California:

I have to inform your honorable body that I have this day approved Assembly bill No. 92, an Act to transfer certain funds.

FRED'K F. LOW,
Governor.

Mr. Dwyer offered the following resolution:

Resolved, That when this House adjourns this day, it shall adjourn until Tuesday next.

On which, Messrs. Chamberlain, Hunt of Santa Clara, and Sherwood, demanded the ayes and noes, and the House refused, by the following vote:

AYES—Messrs. Bosquit, Bowman, Braly, Dutton, Dwyer, Eagar, Hearst, Hoag, Hopper, Hunt of Sacramento, Ireland, Kidder, Lupton, Luttrell, McClelland, Parrish, Perrin, Peterson, Sawyer, Sexton, Singleton, and Wilcox—22.

NOES—Messrs. Anthony, Ayer, Batchelder, Bledsoe, Brown of Contra Costa, Brown of Tulare, Bugbee, Campbell, Chamberlain, Clayton, Collier, Dorr, Dornin, Frink, Goodall, Goodwin, Greene, Hamlin, Hansbrow,

Hatch, Hogle, Holden, Hollister, Huestis, Hunt of Santa Clara, Mace, Maholmb, Meredith, Murch, Olds, Pattison, Reed, Sherwood, Smith of Butte, Smith of El Dorado, Steele, Stewart, Taylor, Ward, Zuck, and Mr. Speaker—41.

NOTICES OF BILLS.

Notices of the introduction of bills were given as follows :

By Mr. Luttrell, for an Act to divide the County of Siskiyou into Assessor and Collector Districts, and to provide for the election of District Assessors and Collectors, and to define their duties, liabilities, and compensation ;

Also, for an Act to abolish the offices of Assessor and Tax Collector in the County of Siskiyou.

Mr. Hogle, from the Committee on Engrossment, made the following report :

MR. SPEAKER :—The Committee on Engrossment have examined, and found correctly engrossed, Assembly bill No. 93, an Act to repeal an Act entitled an Act supplementary to an Act entitled an Act for the better protection of the agricultural interests in certain counties, and for the more effectual prevention of the trespassing of animals upon private property, passed March eleventh, eighteen hundred and sixty-four, approved April fourth, eighteen hundred and sixty-four ;

Also, Assembly bill No. 143, an Act amendatory of and supplemental to an Act entitled an Act granting the right of way over certain lands in the Counties of Lake and Sonoma for the construction of a wagon road, approved March fifteenth, eighteen hundred and sixty-four ;

Also, Assembly bill No. 156, an Act providing for the determination of actions for the recovery of the possession of lands and tenements, for rents and profits growing out of the same, and for damages for the withholding thereof in certain cases ;

Also, Assembly bill No. 160, an Act entitled an Act to compel the District Attorney of Merced County to reside at the county seat of said county ;

Also, Assembly bill No. 164, an Act to change the name of Lilly Ann Crittenden to Lilly Ann Cutter ;

Also, Assembly bill No. 165, an Act to change the name of George Heffren to George H. Lewis, and also to change the name of James Heffren to that of James H. Hamell ;

Also, substitute for Assembly bill No. 16, an Act in relation to the widening of Kearny and Third streets, in the City and County of San Francisco.

HOGLE, for Committee.

INTRODUCTION OF BILLS.

Bills were introduced as follows :

By Mr. Luttrell, for an Act to regulate fees in office in the County of Siskiyou.

Read first and second times, referred to the Judiciary Committee, and the usual number ordered printed.

By Mr. Goodall, for an Act to provide for the construction of a turnpike road in Mono County.

Read first and second times, and ordered on file.

By Mr. Frink, for an Act to exempt the armories of the California State militia from taxation.

Read first and second times, and referred to the Committee on Military Affairs.

By Mr. Hoag, for an Act to amend an Act entitled an Act to regulate proceedings in criminal cases, passed April first, eighteen hundred and fifty, and all acts amendatory thereof and supplemental thereto.

Read first and second times, and referred to the Judiciary Committee.

By Mr. Braly, for an Act granting the right to construct and maintain a railroad on certain streets therein named in the City and County of San Francisco.

Read first and second times, and referred to the San Francisco delegation.

By Mr. Sherwood, for an Act to authorize the County of Yuba to donate sixty-five thousand dollars to the Yuba Railroad Company, and to provide for the payment of the same, and other matters relating thereto.

Read first and second times, and referred to the Yuba delegation.

By Mr. Dwyer, for an Act relating to mutual fire insurance companies.

Read first and second times, referred to the Committee on Corporations, and the usual number ordered printed.

GENERAL FILE.

Assembly bill No. 20, an Act to aid the County of Klamath in repairing and improving a road and trail from Trinidad to Sawyer's Bar, in said county—read third time, and passed.

Assembly bill No. 127, an Act to amend an Act entitled an Act to restrict the herding of sheep, approved May eighteenth, eighteen hundred and sixty-one—read third time, and passed.

Assembly bill No. 150, an Act authorizing the Board of Supervisors of Sierra County to levy taxes for county purposes, and for the apportionment of the revenue of the county from licenses and poll taxes—read third time, and passed.

Assembly bill No. 152, an Act to grant to E. H. Perry and others the right to construct and maintain a turnpike road from a point on the Sonora and Mono Road, near West Walker River, to a point in Antelope Valley, and the right to collect toll for travel thereon—read third time, and passed.

Assembly bill No. 136, an Act granting the right of way over certain lands in the Counties of Lake and Mendocino for the construction of a wagon road—read third time, and passed.

Assembly bill No. 132, an Act to amend an Act concerning District Court Reporters for the Fourth, Sixth, Seventh, Tenth, Twelfth, and Fifteenth Judicial Districts, approved May seventeenth, eighteen hundred and sixty-one, and an Act amendatory thereof, approved April seventeenth, eighteen hundred and sixty-two—ordered engrossed.

Senate bill No. 97, an Act providing for the time of holding the County Court and Probate Court in the County of Solano—read third time, and passed.

Assembly bill No. 167, an Act authorizing the Board of Supervisors of Lassen County to levy taxes for county purposes—rules suspended, considered engrossed, read third time, and passed.

Assembly bill No. 171, an Act changing the time for holding the County Court and Probate Court in the County of Marin—ordered engrossed.

Assembly bill No. 142, an Act to provide for the division of Solano

County into assessment districts, for the election of District Assessors, and to define their duties, liabilities, and compensation—returned to file.

The House refused to concur in Senate concurrent resolution No. 20, requiring the standing committees of State Hospitals to visit the Reform School at Marysville, and report thereon.

Assembly bill No. 168, an Act to more clearly define and establish the boundary line of Yolo County—ordered engrossed.

On motion of Mr. Bowman, Chief Clerk Boruck had indefinite leave of absence.

Mr. Hill had two days' leave of absence.

Mr. Lemon had one day's leave of absence.

The special committee on investigation of the State Reform School had one day's leave of absence.

Mr. Taylor offered the following resolution:

Resolved, That the action of this House, authorizing the appointment of a special committee of five to visit the State Reform School at Marysville, be and the same is hereby rescinded.

Ruled out of order.

Mr. Eagar moved that when this House adjourns it adjourns until next Tuesday morning at ten o'clock.

On which, Messrs. Chamberlain, Maholmb, and Sawyer, demanded the ayes and noes, and the House agreed, by the following vote:

AYES—Messrs. Ayer, Bosquit, Bowman, Braly, Clayton, Coghlan, Dornin, Dutton, Dwyer, Eagar, Goodwin, Greene, Hatch, Hawkins, Hearst, Hill, Hogle, Hopper, Hunt of Sacramento, Ireland, Kidder, Lee, Leech, Lupton, Mace, McClelland, Olds, Parrish, Pattison, Perrin, Peterson, Sawyer, Sexton, Sherwood, Singleton, Smith of Butte, Stewart, and Ward—33.

NOES—Messrs. Anthony, Batchelder, Bledsoe, Brown of Contra Costa, Brown of Tulare, Bugbee, Campbell, Chamberlain, Collier, Dorr, Downing, Frink, Goodall, Hamlin, Hansbrow, Hollister, Huestis, Hunt of Santa Clara, Maholmb, Meredith, Murch, Reed, Smith of El Dorado, Steele, Taylor, Wilson, Zuck, and Mr. Speaker—28.

At one o'clock P. M., on motion of Mr. Eagar, the House adjourned.

IN ASSEMBLY.

HOUSE OF ASSEMBLY,
Tuesday, January 23d, 1866. }

House met pursuant to adjournment.

Speaker in the Chair.

Roll called.

Quorum present.

Journal of Saturday last read and approved.

Messrs. Kidder, Chase, Corey, and Howard, had each one day's leave of absence.

REPORTS.

Mr. Parrish made the following report :

Mr. SPEAKER :—The Los Angeles delegation, to whom was referred Assembly bill No. 147, an Act to repeal an Act entitled an Act concerning officers of Los Angeles County, approved March twenty-third, eighteen hundred and sixty one, having had the same under consideration, respectfully beg leave to report the same back, with a substitute, and recommend the passage of the substitute.

PETERSON,
PARRISH.

Mr. Downing made the following report :

Mr. SPEAKER :—The Sonoma, Mendocino, and Humboldt delegations, to whom was referred Assembly bill No. 135, have had the same under consideration, and offer the following amendments :

Strike out of the title the words "Guallalla, in Mendocino County," and insert "Russian River, in Sonoma County ;"

Also, in section one, add to the names of the Commissioners, "William Benitz and Michael McClelland ;"

And when so amended, recommend the passage of the bill.

DOWNING, for Delegation.

Mr. Dornin offered the following resolution :

Resolved, That the Enrolling Clerk be and he is hereby authorized to procure Assistants, at the usual per diem allowed by law, whenever in the opinion of the Committee on Enrolment such Assistants are required.

Adopted.

INTRODUCTION OF BILLS.

Bills were introduced as follows :

By Mr. Holden, for an Act to authorize the Governor of the State of California to issue a duplicate patent for lands to John R. Short.

Read first and second times, and referred to the Committee on Claims.

By Mr. Brown of Contra Costa, for an Act defining the rights, privileges, and duties of coparceners, joint tenants, and tenants in common in the occupation of lands and tenements held in common.

Read first and second times, and referred to the Judiciary Committee.

By Mr. Sherwood, for an Act to appropriate money for contingent expenses of the Legislature.

Read first and second times, rules suspended, considered engrossed, and considered in Committee of the Whole.

IN ASSEMBLY.

Reported, and passage recommended, report adopted, read third time, and passed.

GENERAL FILE.

Assembly bill No. 156, an Act providing for the determination of actions for the recovery of the possession of lands and tenements, for

rents growing out of the same, and for damages for the withholding thereof in certain cases—read third time, and passed.

Assembly bill No. 160, an Act to compel the District Attorney of Merced County to reside at the county seat of said county—read third time, and passed.

Assembly bill No. 143, an Act amendatory of and supplementary to an Act entitled an Act granting the right of way over certain lands in the Counties of Lake and Sonoma for the construction of a wagon road, approved March fifteenth, eighteen hundred and sixty-four—read third time, and passed.

Senate bill No. 88, an Act to amend an Act entitled an Act concerning roads and highways in the County of Butte, approved May sixteenth, eighteen hundred and sixty-one—ordered engrossed.

Assembly bill No. 157, an Act providing for the construction of a wagon road from Oat Valley, in Sonoma County, to Achilles Richardson's house, in Mendocino County—ordered engrossed.

Assembly bill No. 173, an Act to provide for the construction of a turnpike road in Mono County—ordered engrossed.

Assembly bill No. 142, an Act to provide for the division of Solano County into assessment districts, for the election of District Assessors, and to define their duties, liabilities, and compensation—read third time, and passed.

Mr. Coghlan moved to postpone the contested election case of Brown vs. Frink (the special order) till Thursday next, at twelve o'clock M.

On which, Messrs. Coghlan, Taylor, and Clayton, demanded the ayes and noes, and the house so ordered, by the following vote :

AYES—Messrs. Anthony, Ayer, Batchelder, Bosquit, Brown of Contra Costa, Bugbee, Campbell, Chamberlain, Clayton, Coghlan, Collier, Dornin, Dutton, Goodall, Goodwin, Greene, Hamlin, Hatch, Hollister, Huestis, Hunt of Sacramento, Hunt of Santa Clara, Ireland, Lemon, Meredith, Murch, Olds, Pattison, Perrin, Sawyer, Satterwhite, Sexton, Sherwood, Singleton, Smith of El Dorado, Steele, Taylor, and Wilson—38.

NOES—Messrs. Bledsoe, Braly, Brown of Tulare, Downing, Eagar, Hansbrow, Hearst, Hill, Hoag, Holden, Hopper, Lee, Maholmb, Parrish, Peterson, Reed, and Ward—17.

Mr. Hopper offered the following resolution :

Resolved, That Standing Rule Number One be amended so as to read as follows: "The House shall meet each day of sitting at ten o'clock A. M., and shall take a recess of one hour each day at twelve M., unless the House shall adjourn to some other hour."

Laid over for one day, under the rule.

Mr. Clayton gave notice that he would introduce a bill for an Act to grant to certain parties the right to lay, maintain, and use a railroad track within the City and County of San Francisco.

At ten o'clock and forty-five minutes A. M., Mr. Perrin moved to adjourn.

On which, Messrs. Eagar, Hill, and Hunt of Santa Clara demanded the ayes and noes, and the House refused, by the following vote :

AYES—Messrs. Anthony, Ayer, Bosquit, Braly, Brown of Tulare, Campbell, Coghlan, Dutton, Goodall, Greene, Hamlin, Holden, Howard,

Hunt of Sacramento, Hunt of Santa Clara, Ireland, Lemon, Maholmb, McClelland, Meredith, Murch, Parish, Perrin, Peterson, Satterwhite, Singleton, Smith of El Dorado, Steele, Wilson, and Mr Speaker—30.

NOES—Messrs. Batchelder, Bledsoe, Bugbee, Chamberlain, Chase, Clayton, Collier, Dorr, Dornin, Downing, Eagar, Goodwin, Hansbrow, Hatch, Hawkins, Hearst, Hill, Hollister, Hopper, Huestis, Lee, Leech, Luttrell, Olds, Pattison, Reed, Sexton, Sherwood, Taylor, Tilden, and Zuck—31.

Mr. Holden offered the following preamble and resolution :

WHEREAS, By the existing laws in relation to the militia of this State, every person subject to do military duty is required to pay a military poll tax of two dollars per annum for the purpose of keeping up useless and unnecessary drills and military encampments; and whereas, in times of peace no adequate benefit is derived from this burdensome and unequal taxation, therefore

Resolved. That the Committee on Military Affairs be and they are hereby instructed to report such amendments to the militia laws of this State as will not require the taxation above referred to.

Mr Chamberlain moved to strike out the preamble.

Mr. Zuck offered the following substitute :

Resolved, That the Committee on Military Affairs be instructed to introduce a bill to reduce the military tax and the militia of the State.

Mr. Eagar moved to lay on the table.

Messrs. Holden, Brown of Tulare, and Hawkins, demanded the ayes and noes.

Mr. Lee moved to refer both resolutions to the Committee on Military Affairs.

Messrs. Holden, Brown of Tulare, and Luttrell, demanded the ayes and noes.

Mr. Hogle, from the Committee on Engrossment, made the following report :

MR. SPEAKER :—The Committee on Engrossment have examined, and found correctly engrossed, substitute for Assembly bill No. 21, an Act to authorize José Maria Laureyro, José Armaz, Juan Camarillo, Angel Escudon, A. Packard, and Victor Ustusanstegui, to build a wharf at San Buenaventura, in the County of Santa Barbara;

Also, substitute for Assembly bill No. 68, an Act to provide for the collection of the revenue in and for the County of Mendocino;

Also, Assembly bill No. 82, an Act to authorize H. B Tichenor and R. G. Byxbee to construct a railroad and railroad wharf in Mendocino County;

Also, substitute for Assembly bills Nos. 52 and 116, an Act to amend an Act entitled an Act to regulate the settlement of the estates of deceased persons, passed May first, eighteen hundred and fifty-one, and all Acts amendatory thereof and supplementary thereto;

Also, Assembly bill No. 132, an Act to amend an Act concerning District Court Reporters for the Fourth, Sixth, Seventh, Tenth, Twelfth, and Fifteenth Judicial Districts, approved May seventeenth, eighteen

hundred and sixty-one, and an Act amendatory thereof, approved April seventeenth, eighteen hundred and sixty-two;

Also, Assembly bill No. 167, an Act authorizing the Board of Supervisors of Lassen County to levy taxes for county purposes;

Also, Assembly bill No. 168, an Act to more clearly define and establish the boundary line of Yolo County;

Also, Assembly bill No. 171, an Act changing the time for holding the County Court and Probate Court in the County of Marin;

Also, Assembly bill No. 181, an Act to appropriate money for contingent expenses of the Legislature.

HOGLE, for Committee.

The hour of one o'clock P. M. having arrived, the House took a recess of one hour.

HOUSE RE-ASSEMBLED.

At two o'clock P. M., the House re-assembled.

Speaker in the Chair.

By leave, Mr. McClelland introduced a bill for an Act to establish a paid fire department for the City and County of San Francisco.

Read first and second times, and referred to the San Francisco delegation.

Mr. Dornin made the following report:

MR. SPEAKER:—The Committee on Enrolment beg leave to report that they have examined, and found properly enrolled, Assembly bill No. 141, an Act to confirm a certain contract for sale of stock held by the County of San Mateo in the San Francisco and San José Railroad Company;

And on this, the twenty-third day of January, eighteen hundred and sixty-six, at twelve o'clock and forty minutes P. M., presented the same to the Governor for his approval.

DORNIN, for Committee.

The Speaker presented communications from the Miners' Convention, held in this city on the sixteenth and seventeenth of January, relating to the adulteration of quicksilver, and to the establishment of an Agricultural and Mechanics' Arts College.

Referred to the Committee on Mines and Mining Interests.

Also, a communication from H. B. Sheldon, in reference to the "Yosemite" explosion.

Referred to the special committee on investigation of the explosion of the steamer "Yosemite."

The Chief Clerk was instructed to insert the enacting clause in Assembly bill No. 139, an Act supplemental to an Act entitled an Act to authorize the Board of Supervisors of Sutter County to construct a bridge across Feather River;

Also, in Assembly bill No. 147, an Act to repeal an Act entitled an Act concerning officers of the County of Los Angeles, approved March twenty-third, eighteen hundred and sixty-one.

By leave, Mr. Hopper introduced a bill for an Act to appropriate money to pay for the erection and completion of a monument to the memory of the late General E. D. Baker.

Read first and second times, and ordered on file

By leave, Mr. Zuck gave notice that he would introduce a bill for an Act to give mileage to jurors in Santa Clara County.

RESOLUTIONS.

Mr. Reed offered the following resolution :

Resolved, That the Sergeant-at-Arms be authorized to proceed to Washington, with all possible dispatch, with a mandatory order compelling the President of the United States to transmit to this Assembly, for its consideration, all papers he may have in his possession in relation to the States lately in rebellion.

Referred to the Committee on Federal Relations.

Mr. Luttrell offered the following resolution :

Resolved, That gubernatorial and congressional aspirants have the free use of the Assembly Chamber each day after the House shall have adjourned, for the purpose of delivering buncombe speeches.

Referred to the Committee on Federal Relations.

On the motion of Mr. Lee to refer the resolution of Mr. Holden, and the substitute offered by Mr. Zuck, to the Committee on Military Affairs, the ayes and noes were again demanded, by Messrs. Hawkins, Luttrell, and Holden, and the House so ordered, by the following vote :

AYES—Messrs. Anthony, Ayer, Batchelder, Bosquit, Brown of Contra Costa, Bugbee, Campbell, Chamberlain, Clayton, Collier, Dorr, Eagar, Frink, Goodall, Greene, Hamlin, Hatch, Hill, Hogle, Hollister, Hopper, Howard, Huestis, Hunt of Santa Clara, Ireland, Lee, Leech, Lemon, Meredith, Murch, Olds, Pattison, Perrin, Reed, Sawyer, Sexton, Sherwood, Singleton, Smith of El Dorado, Steele, Stewart, Taylor, Wilcox, Wilson, Zuck, and Mr. Speaker—46.

NOES—Messrs. Bledsoe, Braly, Brown of Tulare, Downing, Goodwin, Hansbrow, Hawkins, Hearst, Hoag, Holden, Luttrell, Mace, Maholmb, McClelland, Parrish, and Peterson—16.

Mr. Hoag made the following report :

MR. SPEAKER:—The Sonoma and Marin delegations, to whom was referred Assembly bill No. 115, have had the same under consideration, and beg leave to report a substitute, and recommend its passage.

HOAG, for Delegations.

At four o'clock and fifty-five minutes p. m., on motion of Mr. Lee, the House adjourned.

IN ASSEMBLY.

HOUSE OF ASSEMBLY,
 Wednesday, January 24th, 1866. }

House met pursuant to adjournment.

Speaker in the Chair.

Roll called.

Quorum present.

Prayer by the Reverend Mr. McDonald.

Journal of yesterday read and approved.

Mr. Smith of Butte had indefinite leave of absence.

Mr. Lupton had leave of absence for one day.

PETITIONS.

Mr. Meredith presented a petition from citizens of Sierra and Yuba Counties for a change of the dividing boundary line of said counties.

Referred to the Sierra delegation.

Mr. Brown of Contra Costa presented a petition from residents of the first township of the County of Contra Costa for an amendment to the law relating to Justices of the Peace and Constables, so as to increase the number of each in and for said township.

Referred to the Contra Costa delegation.

Mr. Wilcox presented a petition from mechanics and workingmen of San Francisco for an amendment to the statute defining a legal day's work, so as to read "eight" instead of "ten" hours.

Laid on the table.

Mr. Holden presented a petition from B. McGarvey for the issuance of a duplicate patent to John R. Short.

Referred to the Committee on Claims.

Mr. Wilcox presented a petition from citizens of Mariposa County for an appropriation of twenty-five thousand dollars for the completion of a road from the Town of Mariposa to Yosemite Valley and the Mariposa Big Trees.

Referred to the Committee on Ways and Means.

REPORTS.

Mr. Dornin, from the Committee on Enrolment, made the following report:

MR. SPEAKER:—The Committee on Enrolment have examined, and found properly enrolled, Assembly bill No. 112, an Act to amend an Act entitled an Act concerning roads and highways in the County of Plumas;

Also, Assembly bill No. 53, an Act amendatory of an Act approved March twenty-eighth, eighteen hundred and sixty-four, entitled an Act supplementary to an Act entitled an Act to exempt firemen from militia and jury duty;

Also, Assembly bill No. 106, an Act to legalize assessment of taxes in the County of Alpine;

Also, Assembly concurrent resolution No 7, granting leave of absence to John W. Ackerson, County Treasurer of San Mateo County;

And on this, the twenty-fourth day of January, A. D. eighteen hun-

dred and sixty-six, at ten o'clock and thirty minutes A. M., presented the same to the Governor for his approval.

DORNIN, for Committee.

Mr. Hunt of Sacramento, Chairman of the Committee on Claims, made the following report:

Mr. SPEAKER:—The Committee on Claims, to whom was referred Assembly bill No. 44, an Act to provide for the payment of moneys advanced by Hall & Allen in the trial of the case of The People against Horace Smith, amounting to the sum of eight hundred and seventy-four dollars and twenty-five cents, have had the same under consideration, and report the bill back, and recommend its passage;

Also, petition No. 12, for the relief of B. W. Bours and others, with a bill, and report the same back, and recommend the passage of the bill;

Also, Assembly bill No. 89, an Act to pay the claim of T. C. Hays for the sum of one hundred and forty-three dollars and eighty-two cents, and report the bill back, and recommend its passage;

Also, Senate bill No. 49, an Act for the relief of J. A. Moultrie, for the sum of four thousand two hundred and twenty dollars, and report the same back, and recommend its passage.

HUNT, Chairman.

The bill above reported, an Act for the relief of B. W. Bours and others, sureties on the official bond of Mark A. Evans, was read first and second times, and ordered on file.

Mr. Reed, Chairman of the Committee on Agriculture, made the following report:

Mr. SPEAKER:—The Committee on Agriculture, to whom was referred substitute for Assembly bill No. 55, an Act entitled an Act amendatory of and supplementary to an Act entitled an Act for the protection of game, approved May thirteenth, eighteen hundred and fifty-four, and April seventeenth, eighteen hundred and sixty-one, having had the same under consideration, report the bill back, and respectfully ask its passage.

REED, Chairman.

Mr. Clayton made the following report:

Mr. SPEAKER:—The San Francisco delegation, to whom was referred Assembly bill No. 27, an Act to confer additional powers upon the Board of Supervisors of the City and County of San Francisco, and upon the Auditor and Treasurer thereof, and to authorize certain appropriations of money by said Board, have had the same under consideration, made some amendments thereto, and recommend its passage as amended;

Also, Assembly bill No. 170, an Act to amend an Act entitled an Act to provide for the construction of a macadamized road in the City and County of San Francisco, and for the collection of tolls thereon, approved April fourth, eighteen hundred and sixty-four, have made some amendments to the same, and recommend its passage as amended.

CLAYTON, for Delegation.

Mr. Batchelder, from the Yuba delegation, made the following report:

Mr. SPEAKER:—The Yuba delegation, to whom was referred Assembly bill No. 177, an Act entitled an Act to authorize the County of Yuba to donate sixty-five thousand dollars to the Yuba Railroad Company, have had the same under consideration, and beg leave to report the same back, and recommend its passage.

BATCHELDER, for Delegation.

MESSAGE FROM THE GOVERNOR.

The following message was received from the Governor:

STATE OF CALIFORNIA, EXECUTIVE DEPARTMENT, }
Sacramento, January 23d, 1866. }

To the Assembly of the State of California:

I have to inform your honorable body that I have, this day, approved Assembly bill No. 163, an Act to authorize the Board of Supervisors of the City and County of San Francisco to close up Waller street between Laguna and Buchanan streets.

FRED'K F. LOW,
Governor.

Mr. Wilcox offered the following resolution:

Resolved, by the Assembly, the Senate concurring, that a joint committee, consisting of five from the House and three from the Senate, be appointed to investigate and report upon the proposition to change the hours that shall constitute a legal day's work.

Adopted.

Mr. Lemon offered the following resolution:

Resolved, That our delegation in Congress be instructed to use their influence to procure the establishment of a daily mail line between Benicia and Suisun City.

Referred to the Committee on Federal Relations.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

SENATE CHAMBER, }
January 23d, 1866. }

Mr. SPEAKER:—The Senate, on the twentieth instant, passed Assembly bill No. 128, an Act to repeal an Act entitled an Act to authorize the Board of Supervisors of Humboldt County to annul certain bonds;

Also, concurred in Assembly concurrent resolution No. 18, that our Senators and representatives in Congress be instructed to use their influence to establish a southern mail route;

Also, concurred in Assembly concurrent resolution No. 31, providing for the printing of the report proper of the State Board of Agriculture for eighteen hundred and sixty-five;

Also, concurred in Assembly concurrent resolution No. 35, authorizing the Enrolling Clerk to insert the enacting clause in Assembly bill No. 112;

Also, passed Senate bill No. 62, an Act for the relief of Charles C. Beard;

Also, on the sixteenth instant, passed Senate bill No 20, an Act to grant the right to construct a bridge across the Noyo River, near its mouth;

Also, passed Senate bill No 21, an Act to grant the right to construct a bridge across the Albion River, near its mouth.

CHAS. W. GORDON,
Assistant Secretary.

CONSIDERATION OF SENATE MESSAGE.

Senate bill No. 62, above reported, read first and second times, and referred to the Committee on Claims.

Senate bill No. 20, above reported, read first and second times, and referred to the Committee on Commerce and Navigation.

Senate bill No. 21, above reported, read first and second times, and referred to the Committee on Commerce and Navigation.

NOTICES OF BILLS.

Notices of the introduction of bills were given as follows:

By Mr. Lee, for an Act in relation to public roads in the County of Alpine;

Also, for an Act to regulate the meetings of the Board of Supervisors of Alpine County, and fixing their compensation;

Also, for an Act to regulate the finances of Alpine County.

Mr. Luttrell introduced a joint resolution relating to the establishment of a weekly mail from Susanville, Lassen County, to Fort Bidwell, Siskiyou County.

Read first and second times, rules suspended, read third time, and adopted.

INTRODUCTION OF BILLS.

Bills were introduced as follows :

By Mr. Clayton, for an Act to grant to certain parties the right to lay, maintain, and use a railroad track within the City and County of San Francisco.

Read first and second times, and referred to the San Francisco delegation.

By Mr. Wiggin, for an Act to provide for the purchase of Hittell's General Laws of the State of California, and to appropriate money for the payment of the same.

Read first and second times, and referred to the Judiciary Committee.

By Mr. Greene, for an Act to authorize the City of Stockton to re-issue bonds.

Read first and second times, and referred to the San Joaquin delegation.

Also, for an Act establishing a Board of Education for the City of Stockton, and defining the powers and duties thereof.

Read first and second times, and referred to the San Joaquin delegation.

By Mr. Wilcox, for an Act amendatory of an Act entitled an Act to limit the hours of labor, approved May seventeenth, eighteen hundred and fifty three.

Read first and second times, and laid on the table.

By Mr. Murch, substitute for Assembly bill No. 158, an Act to amend

an Act entitled an Act concerning public ferries and toll bridges, approved April eighteenth, eighteen hundred and fifty-five.

Read first and second times, referred to the Committee on Roads and Highways, and the usual number ordered printed.

On motion of Mr. Murch, Assembly bill No. 158 was also recommitted to the Committee on Roads and Highways

By Mr. Zuck, for an Act to give mileage to grand and trial jurors in the County of Santa Clara.

Read first and second times, and referred to the Santa Clara delegation.

By Mr. Hamlin, for an Act for the relief of the purchasers of swamp and overflowed, salt marsh, and tide lands.

Read first and second times, and referred to the Committee on Swamp and Overflowed Lands.

GENERAL FILE.

Substitute for Assembly bill No. 68, an Act to provide for the collection of the revenue in and for the County of Mendocino—read third time, and passed.

Substitute for Assembly bills Nos 52 and 116, an Act to amend an Act entitled an Act to regulate the settlement of the estates of deceased persons, passed May first, eighteen hundred and fifty-one, and all Acts amendatory thereof and supplementary thereto—read third time, and passed.

Assembly bill No. 82, an Act to authorize H. B. Tichenor and R. G. Byxbee to construct a railroad and railroad wharf in Mendocino County—read third time, and passed.

Assembly bill No. 132, an Act to amend an Act concerning District Court Reporters for the Fourth, Sixth, Seventh, Tenth, Twelfth, and Fifteenth Judicial Districts, approved May seventeenth, eighteen hundred and sixty-one, and an Act amendatory thereof, approved April seventeenth, eighteen hundred and sixty-two—read third time, and passed.

Assembly bill No. 171, an Act changing the time for holding the County Court and Probate Court in the County of Marin—read third time, and passed.

Assembly bill No 168, an Act to more clearly define and establish the boundary line of Yolo County—read third time, and passed.

Assembly bill No. 147, an Act to repeal an Act entitled an Act concerning officers of the County of Los Angeles, approved March twenty-third, eighteen hundred and sixty-one—read third time, and passed.

Assembly bill No 135, an Act providing for the construction of a wagon road from Guallalla River, in Mendocino County, to Shelter Cove, in Humboldt County—recommitted

Assembly bill No 183, an Act to appropriate money to pay for the erection and completion of a monument to the memory of the late Col. E. D. Baker—referred to the committee on Ways and Means.

Substitute for Assembly bill No. 115, an Act providing for the construction of a public road from a point on the Bloomfield and Petaluma Road, in Sonoma County, to a point at the Beck School House, on the Tomales Road, in Marin County—ordered engrossed.

SPECIAL ORDER.

Memorial to Congress of United States concerning an Act to aid in the construction of an overland railroad and telegraph line.

Messrs. Dornin, Pattison, and Sexton, demanded the previous question.
Not sustained.

Mr. Yule moved to make the memorial the special order for Saturday next, at twelve o'clock M.

Mr. Taylor moved to make it the special order for two o'clock P. M., to-day.

The hour of one o'clock P. M., having arrived, the House took a recess for one hour.

HOUSE RE-ASSEMBLED.

At two o'clock P. M., the House re-assembled.

Speaker pro tem in the Chair.

The Speaker stated the question to be upon the motion of Mr. Yule to make the memorial the special order for Saturday next at twelve o'clock M.

Mr. Sawyer moved to amend so as to make it the special order for Friday next at twelve o'clock M.

Messrs. Pattison, Yule, and Leech, demanded the previous question.

Sustained.

On which, Messrs. Dornin, Sawyer, and Yule, demanded the ayes and noes, and Mr. Sawyer's amendment was lost, by the following vote :

AYES—Messrs. Bowman, Braly, Bugbee, Chappell, Clayton, Coghlan, Dorr, Downing, Eagar, Hawkins, Long, McClelland, Perrin, Sawyer, Sherwood, Singleton, Tilden, Ward, and Wilcox—19.

NOES—Messrs. Ayer, Batchelder, Bledsoe, Bosquit, Brown of Tulare, Campbell, Chamberlain, Collier, Corey, Dornin, Dutton, Dwyer, Goodwin, Greene, Hansbrow, Hatch, Hearst, Hill, Hogle, Holden, Hollister, Hopper, Huestis, Hunt of Santa Clara, Ireland, Lee, Leech, Luttrell, Mace, Maholmb, Meredith, Murch, Olds, Parrish, Pattison, Reed, Satterwhite, Sexton, Smith of El Dorado, Steele, Stewart, Taylor, Wiggin, Zuck, and Mr. Speaker—15.

On the motion to postpone to Saturday next at twelve o'clock M., Messrs. Downing, Long, and Chappell, demanded the ayes and noes, and the House refused, by the following vote :

AYES—Messrs. Bowman, Braly, Chappell, Clayton, Coghlan, Dorr, Downing, Eagar, Frink, Hansbrow, Long, McClelland, Perrin, Sawyer, Sherwood, Stewart, Tilden, Ward, and Wilcox—19.

NOES—Messrs. Ayer, Batchelder, Bledsoe, Bosquit, Brown of Tulare, Bugbee, Campbell, Chamberlain, Collier, Corey, Dornin, Dutton, Dwyer, Goodwin, Hatch, Hawkins, Hearst, Hill, Hogle, Holden, Hollister, Hopper, Huestis, Hunt of Santa Clara, Ireland, Lee, Leech, Luttrell, Mace, Maholmb, Meredith, Murch, Olds, Parrish, Pattison, Peterson, Reed, Sexton, Singleton, Smith of El Dorado, Steele, Taylor, Wiggin, Zuck, and Mr. Speaker—15.

On the adoption of the memorial, Messrs. Taylor, Dornin, and Pattison, demanded the ayes and noes, and the memorial was adopted, by the following vote :

AYES—Messrs. Ayer, Anthony, Batchelder, Bledsoe, Bosquit, Braly, Brown of Tulare, Bugbee, Campbell, Chamberlain, Collier, Corey, Dornin, Dutton, Dwyer, Frink, Goodwin, Greene, Hatch, Hawkins, Hearst,

Hill, Hogle, Holden, Hopper, Hunt of Santa Clara, Kidder, Lee, Leech, Luttrell, Mace, Maholmb, Meredith, Murch, Olds, Parrish, Pattison, Peterson, Reed, Satterwhite, Sexton, Singleton, Smith of El Dorado, Steele, Stewart, Taylor, Tilden, Wilson, and Zuck—49.

NOES—Messrs. Bowman, Chappell, Clayton, Coghlan, Dorr, Downing, Hansbrow, Hollister, Huestis, Ireland, Long, McClelland, Perrin, Sawyer, Sherwood, Ward, Wiggin, Wilcox, and Wilson—19.

Mr. Hearst gave notice of a motion to reconsider the above vote.

On motion of Mr. Sherwood, Assembly bill No. 177, an Act to authorize the County of Yuba to donate sixty-five thousand dollars to the Yuba Railroad Company, and to provide for the payment of the same, and other matters relating thereto, was taken up, the rules suspended, considered engrossed, read third time, and passed.

On motion of Mr. Ward, at two o'clock and forty-five minutes P. M., the House adjourned.

IN ASSEMBLY.

HOUSE OF ASSEMBLY,
Thursday, January 25th, 1866. }

House met pursuant to adjournment.

Speaker in the Chair.

Roll called.

Quorum present.

Prayer by the Chaplain.

Mr. Anthony had one day's leave of absence.

Journal of yesterday read and approved.

Mr. Olds presented a petition from citizens of Marin County for an appropriation for the Catholic Orphan Asylum in Marin County.

Referred to the Committee on Ways and Means.

REPORTS.

Mr. Hatch, Chairman of the Committee on Roads and Highways, made the following report:

MR. SPEAKER:—The Committee on Roads and Highways, to whom was referred substitute for Senate bill No. 78, an Act to extend the time for constructing a toll bridge across the Colorado River, have had the same under consideration, and report it back, without amendment, and recommend its passage;

Also, Assembly bill No. 166, an Act to authorize Theodore A. Linn, Joseph F. Montgomery, A. A. Hadley, and John Ray, together with those whom they may associate with them, to construct and maintain a turnpike road from Upper Mattole Valley to Shelter Cove, in Humboldt County, and to charge and collect toll thereon, report it back, with an amendment, and respectfully recommend its passage as amended.

HATCH, Chairman.

Mr. Hogle, from the Committee on Engrossment, made the following report :

MR. SPEAKER:—The Committee on Engrossment have examined, and found correctly engrossed, Assembly joint resolution No. 4, a resolution of instruction and request to the Senators and Representatives of California, concerning Fort Jones' Reserve ;

Also, Assembly joint resolution No. 5, concerning the establishment of a daily mail from the City of Stockton, via Copperopolis, to the Town of Murphy's, Calaveras County ;

Also, Assembly concurrent resolution No. 17, relative to a weekly mail from Shasta City to Yreka, and the establishment of Post Offices ;

Also, Assembly concurrent resolution No. 27, relative to the Committee of Investigation on Swamp Land Commission ;

Also, Assembly concurrent resolution No. 29, instructing our delegation in Congress to procure the establishment of a tri-weekly mail from Bridgeport, via Mono Lake and Adobe Meadows, to Partzwick ;

Also, Senate substitute for Assembly bill No. 88, an Act to amend an Act entitled an Act concerning roads and highways in the County of Butte, approved May sixteenth, eighteen hundred and sixty-one ;

Also, Assembly bill No. 139, an Act supplemental to an Act entitled an Act to authorize the Board of Supervisors of Sutter County to construct a bridge across Feather River ;

Also, Assembly bill No. 157, an Act providing for the construction of a wagon road from Oat Valley, in Sonoma County, to Achilles Richardson's house, in Mendocino County ;

Also, Assembly bill No. 173, an Act to provide for the construction of a turnpike road in Mono County.

HOGLE, for Committee.

Mr. Lemon made the following report :

MR. SPEAKER:—The Solano delegation, to whom was referred Senate bill No. 24, an Act to amend an Act entitled an Act to authorize the Board of Supervisors of the County of Solano to take and subscribe two hundred thousand dollars to the capital stock of the San Francisco and Marysville Railroad Company, approved April sixteenth, eighteen hundred and fifty-nine, report the same back, and recommend its passage.

LEMON, for Delegation.

Mr. Coghlan offered the following resolution :

WHEREAS, Many local bills are placed on their final passage before it is possible for a great number of the members of this House to understand upon what they are called upon to vote ; therefore, be it

Resolved, That it shall be the duty of each member, at the time of introducing any bill to this House, to make a brief statement of its contents, setting forth its general character, and the objects sought by its passage.

Laid over one day, under the rule.

On motion of Mr. Brown of Contra Costa, the usual number of copies was ordered printed of Assembly bill No. 180, an Act defining the rights, privileges, and duties of coparceners, joint tenants, and tenants in common in the occupation of lands and tenements held in common.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

SENATE CHAMBER,
January 25th, 1866 }

Mr. SPEAKER:—The Senate, on yesterday, passed Assembly bill No. 181, an Act to appropriate money for contingent expenses of the Legislature;

Also, passed Assembly bill No. 147, an Act to repeal an Act entitled an Act concerning officers of the County of Los Angeles, approved March twenty-third, eighteen hundred and sixty-one;

Also, passed, on the seventeenth instant, Senate bill No. 102, an Act relative to the office of District Attorney in the several counties of this State.

CHAS. W. GORDON,
Assistant Secretary.

Senate bill No. 102, above reported, read first and second times, and referred to the Judiciary Committee.

NOTICES OF BILLS.

Notices of the introduction of bills were given as follows:

By Mr. Ayer, for an Act to amend an Act entitled an Act to regulate proceedings in criminal cases in this State, passed May first, one thousand eight hundred and fifty-one.

By Mr. Wilson, for an Act amendatory of an Act to amend an Act entitled an Act to regulate proceedings in civil cases in Courts of justice in this State, approved April twenty-ninth, eighteen hundred and fifty-nine.

By Mr. Bowman, for an Act to allow Junius G. Foster, his associates and assigns, to build a wire suspension bridge from the main land to Seal Rock, in the Pacific Ocean

By Mr. Hunt of Santa Clara, for an Act to amend an Act entitled an Act relating to appeals, approved March twenty-eighth, eighteen hundred and sixty-four.

Also, for an Act to amend an Act entitled an Act to regulate proceedings in civil cases in the Courts of justice of this State, passed April twenty-ninth, eighteen hundred and fifty-one.

By Mr. Sexton, for an Act to pay the claim of Placer County for money expended in contesting and preventing persons from obtaining patents to mineral lands in said county.

By leave, Mr. Hopper presented a petition from George I. Lytle for the payment of a claim for newspapers furnished to the order of W. H. Weeks.

Referred to the Committee on Public Expenditures and Accounts.

INTRODUCTION OF BILLS.

Bills were introduced as follows:

By Mr. Lee, for an Act to regulate the meetings of the Board of Supervisors of Alpine County, and fix their compensation.

Read first and second times, and referred to the Alpine delegation.

Also, for an Act in relation to public roads in the County of Alpine, and to the Road Fund of said county.

Read first and second times, and referred to the Alpine delegation.

By Mr. Hunt of Santa Clara, for an Act amending an Act to provide revenue for the support of the government of this State, approved May seventeenth, eighteen hundred and sixty-one.

Read first and second times, and referred to the Committee on Ways and Means.

By Mr. Lemon, for an Act for the relief of the sureties upon the official bond of John Ferrell, County Treasurer of Solano County.

Read first and second times, and referred to the Committee on Claims.

Mr. Lemon, by leave, presented a petition from citizens of Solano County, praying for the passage of the above Act.

Referred to the Committee on Claims.

By Mr. Lupton, for an Act in relation to probate sales.

Read first and second times, and referred to the Judiciary Committee.

By Mr. Dutton, for an Act to repeal an Act entitled an Act to provide for special elections for Superintendent of Public Instruction and judicial officers, approved March twenty-first, eighteen hundred and sixty-three.

Read first and second times, ordered on file, and the usual number ordered printed.

By Mr. Eagar, for an Act for the relief of the Society of Sisters of Charity of California.

Read first and second times, and referred to the Committee on Ways and Means, and the usual number ordered printed.

By Mr. Sexton, for an Act to fix the fees and mileage of jurors, and the fees of witnesses in criminal cases in and for the District Court, County Court, and grand jury, in Placer County.

Read first and second times, and referred to the Placer delegation.

By Mr. Murch, for an Act for the relief of Del Norte County.

Read first and second times, and referred to the Committee on Claims.

By Mr. Hogle, for an Act concerning unincorporated mining companies when there is no written contract.

Read first and second times, and referred to the Judiciary Committee.

GENERAL FILE.

Assembly bill No. 44, an Act to provide for the payment of moneys advanced by Hall & Allen in the trial of the case of The People v. Horace Smith—ordered engrossed.

Senate bill No. 89, an Act for the relief of T. C. Hays—considered in Committee of the Whole.

IN ASSEMBLY.

Reported, and passage recommended, report adopted, read third time, and passed.

Senate bill No. 49, an Act for the relief of J. A. Moultrie—considered in Committee of the Whole.

IN ASSEMBLY.

Reported, and passage recommended, report adopted, read third time, and passed.

Assembly bill No. 184, an Act for the relief of B. W. Bours and others, sureties on the official bond of Mark A. Evans—ordered engrossed, rules suspended, considered engrossed, read third time, and passed.

Assembly bill No. 55, an Act amendatory of and supplementary to an Act entitled an Act for the protection of game, approved May thirteenth, eighteen hundred and fifty-four, and April seventeenth, eighteen hundred and sixty-one—substitute adopted, and ordered engrossed.

Assembly bill No. 27, an Act to confer additional powers upon the Board of Supervisors of the City and County of San Francisco, and upon the Auditor and Treasurer thereof, and authorize certain appropriations of money by said Board—amendments of committee adopted, and ordered engrossed.

Assembly bill No. 170, an Act to amend an Act to provide for the construction of a macadamized road in the City and County of San Francisco, and for the collection of tolls thereon, approved April fourth, eighteen hundred and sixty-four—amendments of committee adopted, and ordered engrossed.

REPORTS.

Mr. Brown of Contra Costa, Chairman of the Judiciary Committee, made the following report:

MR. SPEAKER:—The Judiciary Committee, to whom was referred Assembly bill No. 145, an Act entitled an Act to incorporate the Marysville Hibernian Benevolent Society, have had the same under consideration, and respectfully report that while they are in favor of and would recommend any needful legislation that would promote the laudable objects contemplated by the bill, yet, in view of the premises, they cannot recommend its passage.

The thirty-first section of Article IV of the Constitution of this State provides that "corporations may be formed under general laws, but shall not be created by special Act, except for municipal purposes."

The bill contemplates the incorporation of the society named by *special Act*; such an Act would be in conflict with the provisions above referred to in the Constitution of the State, the corporation sought not being a municipal one.

The committee are also of the opinion that the objects sought to be reached by the bill under consideration can be gained, and the society incorporated (for the purposes and objects specified therein,) under the provisions of Chapter Eight of the Act concerning corporations, passed April twenty-second, eighteen hundred and fifty, as amended by the Act of April eighth, eighteen hundred and sixty-two, and subsequent amendments thereto.

For the reasons stated, they recommend that the bill do not pass.

They have also had under consideration Senate bill No. 94, an Act to authorize husband and wife to become witnesses in criminal actions, and recommend its passage;

Also, Assembly bill No. 175, an Act to amend an Act entitled an Act to regulate proceedings in criminal cases, passed April first, eighteen hundred and fifty, and all Acts amendatory thereof and supplemental thereto, and recommend its passage;

Also, Senate bill No. 35, an Act amendatory of an Act concerning suits wherein the State is a party, approved March twenty-eighth, eighteen hundred and sixty-four, and recommend its passage;

- Also, Assembly bill No. 154, an Act to provide for the collection of delinquent taxes in the City of Stockton, and recommend its passage.

BROWN, Chairman.

Mr. Meredith, Chairman of the Committee on Mileage, made the following report:

MR. SPEAKER:—The Committee on Mileage report ninety-three dollars and sixty cents (\$93 60) due Assemblymen Chappell, Wiggin, and Long, each, and the sum of forty-six dollars and eighty cents (\$46 80) due C. D. Lyman and Henry Orman, each, as Clerk and Sergeant-at-Arms of the Committee of Investigation of Affairs of the Insane Asylum, as mileage for travelling to and from San Francisco and Stockton while in the discharge of committee duties. The committee therefore recommend the adoption of the following resolution:

Resolved, That ninety-three dollars and sixty cents (\$93 60) be allowed to Assemblymen Chappell, Wiggin, and Long, each, and forty-six dollars and eighty cents (\$46 80) to C. D. Lyman and Henry Orman, each, as mileage for travelling to and from San Francisco and Stockton while in the discharge of committee duties, to be paid out of the money appropriated for the contingent expenses of the Assembly.

MEREDITH, Chairman.

The resolution above reported was adopted.

The hour of noon having arrived, the House took up the special order of the day—the contested election case of Brown v. Friuk.

On motion of Mr. Hearst, the consideration of the special order was postponed for fifteen minutes.

Mr. Hearst moved to reconsider the vote by which the memorial to the Congress of the United States concerning an Act to aid in the construction of an overland railroad and telegraph line, was adopted.

Mr. Eagar moved to postpone the motion to reconsider till to-morrow, and make it the special order for to-morrow at twelve o'clock M.

On which, Messrs. Dornin, Hopper, and Taylor, demanded the ayes and noes, and the House refused, by the following vote:

AYES—Messrs. Bowman, Brown of Contra Costa, Brown of Tulare, Bugbee, Chappell, Chase, Coghlan, Dorr, Downing, Dutton, Dwyer, Eagar, Friuk, Goodall, Hansbrow, Hearst, Hoag, Holden, Hollister, Hunt of Sacramento, Ireland, Lee, Lemon, Long, Lupton, Maholmb, McClelland, Meredith, Parrish, Perrin, Peterson, Sawyer, Ward, Wiggin, Wilcox, and Wilson—36.

NOES—Messrs. Batchelder, Bledsoe, Bosquit, Braly, Campbell, Chamberlain, Collier, Dornin, Goodwin, Greene, Hamlin, Hatch, Hawkins, Hill, Hogle, Hopper, Huestis, Hunt of Santa Clara, Kidder, Leech, Luttrell, Mace, Murch, Olds, Pattison, Satterwhite, Sexton, Sherwood, Singleton, Smith of El Dorado, Steele, Stewart, Taylor, Tilden, Zuck, and Mr. Speaker—36.

Mr. Lupton moved to have the roll again called.

Ruled out of order.

Mr. Lupton moved to make the motion to reconsider the special order for to-morrow at twelve o'clock and thirty minutes P. M.

Upon which, Messrs. Lupton, Long, and Perrin, demanded the ayes, and noes.

Mr. Lee moved to lay the motion to make it the special order for to-morrow, on the table.

Messrs. Perrin, Long, and Hansbrow, demanded the ayes and noes.

The time having arrived for the further consideration of the special order of the day, Mr Lupton moved to further postpone the same till two o'clock P. M.

The House refused.

Mr. Sawyer offered the following resolution :

Resolved, That all testimony, record and parol, taken in the Amador County contested election case of Brown v. Frink, be presented before this House.

The hour of one o'clock having arrived, the House took a recess for one hour.

HOUSE RE-ASSEMBLED.

At two o'clock P. M., the House re-assembled.

Speaker in the Chair.

The resolution offered by Mr. Sawyer was withdrawn.

Mr. Corey, Chairman of the Committee on Enrolment, made the following report :

MR. SPEAKER:—The Committee on Enrolment have examined, and found correctly enrolled, Assembly bill No. 41, an Act, to change the name of the Pacific Accumulation Loan Company, and authorize it to purchase certain real estate ;

Also, Assembly bill No. 58, an Act to authorize the Trustees of the California Art Union to distribute works of art ;

Also, Assembly bill No. 84, an Act to authorize the Board of Supervisors of Mariposa County to levy an additional tax for county expenditures ;

And on this, the twenty-fifth day of January, eighteen hundred and sixty-six, presented the same to the Governor for his approval.

COREY, Chairman.

MOTIONS AND RESOLUTIONS.

Mr. Sawyer offered the following resolution :

Resolved, That the whole matter in the Amador contested election case of Brown v. Frink be referred to a commission, to be appointed by the Speaker, to consist of three members of this House, to proceed to Amador County and take testimony in this case, and report to this body within ten days.

Lost.

The Speaker announced the following special committee to consider Assembly bill in relation to the eight hour system: Messrs. Wilcox, Batchelder, Eagar, Hawkins, and Hansbrow.

On motion of Mr. Wilcox, Assembly bill No. 189, an Act amendatory of an Act entitled an Act to limit the hours of labor, approved May seventeenth, eighteen hundred and fifty-three, together with petition

No. 33, from mechanics and workmen in favor of the eight hour system, were taken from the table, and referred to the above named special committee.

Mr. Reed offered the following resolution :

Resolved, That in the conduct of the case now before the Assembly, the contestant or his counsel shall open the argument, to be followed by the sitting member or his counsel, with the right of closing to the contestant or his counsel.

Lost.

On motion of Mr. Coghlan, Mr. Moore, counsel for Mr. Brown, was invited to take the floor.

Mr. Moore accordingly appeared and took the floor.

Mr. Long moved to exclude all evidence except that produced in the case of Brown v. Frink before the Committee on Elections.

Lost.

At three o'clock and fifty-five minutes p. m., Mr. Hopper moved to adjourn.

The House refused.

On motion of Mr. Dutton, the vote by which Assembly bill No. 197, an Act to repeal an Act entitled an Act to provide for special elections for Superintendent of Public Instruction and judicial officers, approved March twenty-first, eighteen hundred and sixty-three, was ordered on file, and the usual number of copies ordered printed, was reconsidered, and the bill referred to the Judiciary Committee.

Mr. Taylor offered the following resolution :

Resolved, That a commission of three members of the House be appointed by the Speaker to go into Amador County, with power to send for persons and papers, and to examine the evidence in the matter of the contested election case of Brown v. Frink.

Messrs. Long, Wilcox, and Brown of Tulare, demanded the ayes and noes.

So ordered.

The Speaker decided that further debate was not in order, the ayes and noes having been ordered.

Messrs. Chamberlain and Greene appealed.

The decision of the Chair was sustained, and the resolution of Mr. Taylor was lost, by the following vote :

AYES—Messrs. Ayer, Batchelder, Bugbee, Clayton, Coghlan, Collier, Dornin, Greene, Hamlin, Hunt of Santa Clara, Ireland, Lemon. Long, Meredith, Murch, Olds, Perrin, Sawyer, Singleton, Steele, Taylor, and Tilden—22.

NOES—Messrs. Bledsoe, Bosquit, Bowman, Braly, Brown of Tulare, Campbell, Chamberlain, Chappell, Chase, Corey, Dorr, Downing, Dutton, Dwyer, Eagar, Goodall, Hansbrow, Hatch, Hawkins, Hearst, Hill, Hoag, Holden, Hollister, Hopper, Howard, Huestis, Lee, Leech, Lupton, Luttrell, Mace, Maholmb, McClelland, Parrish, Pattison, Peterson, Reed, Sexton, Sherwood, Smith of El Dorado, Stewart, Ward, Wiggin, Wilcox, Wilson, and Zuck—47.

Mr. Zuck moved to postpone the further consideration of the whole matter till to-morrow at two o'clock p. m.

Mr. Eager moved to amend by making it the special order for to-morrow at twelve o'clock and thirty minutes p. m.

The amendment was lost.

The House also refused to postpone till to-morrow at two o'clock p. m.

At five o'clock p. m., Mr. Coghlan moved to adjourn.

The House refused.

Messrs. Hopper, Wilcox, and Leech, demanded the previous question. Sustained.

Upon which, Messrs. Wilcox, Luttrell, and Long, demanded the ayes and noes, and the resolution reported by the minority of the Committee on Elections, declaring Mr. Frink entitled to his seat, was lost, by the following vote :

AYES—Messrs. Ayer, Batchelder, Bugbee, Campbell, Chappell, Coghlan, Collier, Corey, Dornin, Dutton, Goodall, Greene, Hamlin, Hogle, Howard, Hunt of Santa Clara, Ireland, Lemon, Meredith, Murch, Olds, Pattison, Perrin, Sawyer, Singleton, Smith of El Dorado, Steele, Stewart, Taylor, Wiggin, and Zuck—31.

NOES—Messrs. Bledsoe, Bosquit, Bowman, Braly, Brown of Tulare, Chamberlain, Chase, Clayton, Dorr, Downing, Dwyer, Eagar, Goodwin, Hansbrow, Hatch, Hawkins, Hearst, Hill, Hoag, Holden, Hollister, Hopper, Huestis, Lee, Leech, Long, Lupton, Luttrell, Mace, Maholmb, McClelland, Parrish, Peterson, Reed, Satterwhite, Sexton, Sherwood, Tilden, Ward, Wilcox, Wilson, and Mr. Speaker—42.

On the adoption of the resolution reported by the majority of the Committee on Elections, declaring Mr. Brown entitled to the seat now held by Mr. Frink, Messrs. Hopper, Wilcox, and Chase, demanded the ayes and noes, and the resolution was adopted, by the following vote :

AYES—Messrs. Bledsoe, Bosquit, Bowman, Braly, Brown of Tulare, Chamberlain, Chase, Dorr, Dornin, Downing, Dwyer, Eagar, Goodwin, Hansbrow, Hatch, Hawkins, Hearst, Hill, Hoag, Holden, Hollister, Hopper, Huestis, Lee, Leech, Long, Lupton, Luttrell, Mace, Maholmb, McClelland, Parrish, Peterson, Reed, Satterwhite, Sexton, Sherwood, Singleton, Tilden, Ward, Wilcox, Wilson, and Mr. Speaker—43.

NOES—Messrs. Ayer, Batchelder, Bugbee, Campbell, Chappell, Clayton, Coghlan, Collier, Corey, Dutton, Goodall, Green, Hamlin, Hogle, Howard, Hunt of Santa Clara, Ireland, Lemon, Meredith, Murch, Olds, Pattison, Perrin, Sawyer, Smith of El Dorado, Steele, Stewart, Taylor, Wiggin, and Zuck—30.

Mr. Sherman gave notice that he would on to-morrow move to reconsider the above vote.

At five o'clock and fifteen minutes p. m., on motion Mr. Batchelder, the House adjourned.

IN ASSEMBLY.

HOUSE OF ASSEMBLY,
Friday, January 26th, 1866. }

House met pursuant to adjournment.

Speaker in the Chair.

Roll called.

Quorum present.

Prayer by the Chaplain.

Journal of yesterday read and approved.

Mr. Sherwood moved to reconsider the vote by which Mr. Brown was declared entitled to the seat now held by Mr. Frink.

Mr. Lee moved to indefinitely postpone the motion to reconsider.

Mr. Chamberlain appealed from the ruling of the Speaker that the motion to indefinitely postpone cut off all discussion of the merits of the case.

Mr. Chamberlain withdrew his appeal.

Mr. Lee withdrew his motion to indefinitely postpone.

REPORTS.

Mr. Hogle, from the Committee on Engrossment, made the following report :

MR. SPEAKER :—The Committee on Engrossment have examined, and found correctly engrossed. Assembly joint resolution No. 7, requesting the delegation in Congress to procure the establishment of a weekly mail from Susanville, Lassen County, to Fort Bidwell, Siskiyou County, via Eagle Creek, Surprise Valley, Milk Ranch, and Willow Creek, and establishment of Post Offices ;

Also, Assembly concurrent resolution No. 18, that our Senators and Representatives in Congress be instructed to use their influence to establish a southern mail route ;

Also, Assembly concurrent resolution No. 31, providing for the printing of the report proper of the State Board of Agriculture for eighteen hundred and sixty-five ;

Also, Assembly concurrent resolution No. 35, authorizing the Enrolling Clerk to insert the enacting clause in Assembly bill No. 112 ;

Also, substitute for Assembly bill No. 115, an Act providing for the construction of a public road from a point on the Bloomfield and Petaluma Road, in Sonoma County, to a point at the brick school house on the Tomales Road, in Marin County ;

Also, Assembly bill No. 177, an Act to authorize the County of Yuba to donate sixty-five thousand dollars to the Yuba Railroad Company, and to provide for the payment of the same, and other matters relating thereto ;

Also, Assembly bill No. 184, an Act for the relief of B. W. Bours and others, sureties on the official bond of Mark A. Evans.

HOGLE, for Committee.

Mr. Corey, Chairman of the Committee on Enrolment, made the following report :

Mr. SPEAKER:—The Committee on Enrolment have examined, and found correctly enrolled, Assembly bill No. 128, an Act to repeal an Act entitled an Act to authorize the Board of Supervisors of Humboldt County to annul certain bonds;

Also, Assembly bill No. 140, an Act to authorize the Board of Supervisors of Placer County to levy a special poll tax for the support of the common schools and indigent sick of Placer County;

Also, Assembly bill No. 181, an Act to appropriate money for contingent expenses of the Legislature;

And on this, the twenty-sixth day of January, eighteen hundred and sixty-six, delivered the same to the Governor for his approval.

COREY, Chairman.

On motion of Mr. Chappell, the Special Committee on Investigation of the Affairs of the State Insane Asylum, had one day's leave of absence.

On motion of Mr. Cogblan, a call of the House was ordered.

Mr. Olds was absent without leave.

On motion of Mr. Hopper, further proceedings under the call were dispensed with.

On the motion of Mr. Sherwood to reconsider the vote whereby Mr. Brown was declared entitled to the seat now occupied by Mr. Frink, Messrs. Holden, Hopper, and Chase, demanded the ayes and noes, and the House refused to reconsider, by the following vote:

AYES—Messrs. Anthony, Ayer, Batchelder, Brown of Contra Costa, Bugbee, Campbell, Clayton, Cogblan, Collier, Dornin, Dutton, Goodall, Greene, Hamlin, Hatch, Hogle, Howard, Hunt of Santa Clara, Ireland, Lemon, Meredith, Murch, Pattison, Perrin, Sawyer, Sherwood, Singleton, Smith of El Dorado, Steele, Stewart, Taylor, Tilden Wiggins, and Zuck—34.

NOES—Messrs. Bledsoe, Bosquit, Bowman, Braly, Brown of Tulare, Chamberlain, Chase, Corey, Dorr, Downing, Dwyer, Eagar, Goodwin, Hansbrow, Hawkins, Hearst, Hill, Hoag, Holden, Hollister, Hopper, Huestis, Hunt of Sacramento, Kidder, Lee, Leech, Lupton, Luttrell, Mace, Maholmb, McClelland, Parrish, Peterson, Reed, Satterwhite, Sexton, Ward, Wilcox, Wilson, and Mr. Speaker—40.

On motion of Mr. Holden, Mr. Brown was invited to come forward and take the oath of office.

Mr. Brown of Amador appeared and took the oath of office.

Mr. Pattison offered the following resolution:

Resolved, That in the opinion of this House, the soldier's vote is constitutional.

On which, Messrs. Sawyer, Smith of El Dorado, and Wilcox, demanded the ayes and noes, and the resolution was adopted, by the following vote, the House having refused to excuse Mr. Reed from voting:

AYES—Messrs. Anthony, Ayer, Batchelder, Bosquit, Bowman, Brown of Contra Costa, Brown of Amador, Bugbee, Campbell, Chamberlain, Clayton, Cogblan, Collier, Corey, Dorr, Dornin, Dutton, Dwyer, Eagar, Goodall, Greene, Hamlin, Hansbrow, Hatch, Hill, Hogle, Holden, Hollister, Hopper, Howard, Hunt of Santa Clara, Ireland, Kidder, Leech, Lemon, Maholmb, Meredith, Murch, Pattison, Perrin, Sawyer, Sexton, Sherwood, Singleton, Smith of El Dorado, Steele, Stewart, Taylor, Tilden, Wiggins, Wilcox, Wilson, Zuck, and Mr. Speaker—53.

NOES—Messrs. Bledsoe, Braly, Brown of Tulare, Chase, Downing, Goodwin, Hawkins, Hearst, Hoag, Huestis, Lee, Lupton, Luttrell, Mace, McClelland, Parrish, Peterson, Reed, Satterwhite, and Ward—20.

INTRODUCTION OF BILLS.

By leave, bills were introduced as follows:

By Mr. Wiggin, for an Act to legalize the sale of certain real estate made by the California Bible Society in the City and County of San Francisco.

Read first and second times, and referred to the Judiciary Committee.

Also, for an Act supplemental to an Act entitled an Act concerning the Harbor Master of San Francisco, approved March twenty-sixth, eighteen hundred and fifty-seven.

Read first and second times, and referred to the Committee on Commerce and Navigation.

Also, for an Act to provide for a street railroad within the City and County of San Francisco, and other matters relating thereto.

Read first and second times, and referred to the San Francisco delegation.

PETITIONS.

Mr. Lee presented a petition from citizens, tax payers of Alpine County, for the repeal of the law creating a debt of ten thousand dollars to Amador County.

Referred to the Alpine and Amador delegations.

Mr. Leech presented a petition from citizens of the Town of Grass Valley, Nevada County, for authority to the Board of Trustees of said town to issue bonds to the amount of twenty-five thousand dollars, the proceeds of which to be expended in the construction of waterworks for said town.

Laid on the table.

REPORTS.

Mr. Bosquit made the following report:

MR. SPEAKER :—The Placer delegation, to whom was referred Assembly bill No. 199, have had the same under consideration, beg leave to report it back, and recommend its passage.

BOSQUIT, for Delegation.

Mr. Singleton made the following report:

MR. SPEAKER :—The Sierra delegation, to whom was referred Senate bill No. 85, an Act to provide for the construction and maintenance of a wagon road from Downieville to Sierraville, in Sierra County, beg leave to report the same back, and recommend its passage.

SINGLETON, for Delegation.

On motion of Mr. Singleton, the rules were suspended, and Senate bill No. 85, above reported, was read third time, and passed.

MESSAGES FROM THE GOVERNOR:

The following messages were received from the Governor:

STATE OF CALIFORNIA, EXECUTIVE DEPARTMENT, }
Sacramento, January 25th, 1866. }

To the Assembly of the State of California:

I have to inform your honorable body that I have this day approved Assembly bill No. 73, an Act to authorize the construction of a wagon road in San Bernardino County;

Also, Assembly bill No. 79, an Act to amend an Act entitled an Act to enable the County of Los Angeles to reduce expenses and to pay off its floating debt, approved March twenty-eighth, eighteen hundred and sixty-four;

Also, Assembly bill No. 106, an act to legalize the assessment of taxes in the County of Alpine;

Also, Assembly bill No. 53, an Act amendatory of an Act approved March twenty-eighth, eighteen hundred and sixty-four, entitled an Act supplementary to an Act entitled an Act to exempt firemen from militia and jury duty, passed March twenty-fifth, eighteen hundred and fifty-three;

Also, Assembly bill No. 112, an Act to amend an Act entitled an Act concerning roads and highways in the County of Plumas, approved April twenty-fifth, eighteen hundred and sixty-three;

Also, Assembly concurrent resolution No. 7, relative to the granting of leave of absence to the County Treasurer of San Mateo County.

FRED'K. F. LOW,
Governor.

STATE OF CALIFORNIA, EXECUTIVE DEPARTMENT, }
Sacramento, January 26th, 1866. }

To the Assembly of the State of California:

I have to inform your honorable body that I have this day approved Assembly bill No. 181, an Act to appropriate money for contingent expenses of the Legislature.

FRED'K F. LOW,
Governor.

Mr. Kidder offered the following resolution:

Resolved, By the Assembly, the Senate concurring, that each Senator and each member of the Assembly be allowed eight copies of the report of the Surveyor-General, and that the remainder be sent to the office of the Surveyor-General and Register of the State Land Office for distribution.

Adopted.

Mr. Goodwin offered the following resolution:

Resolved, That it is the province of the Supreme Court to pronounce upon the constitutionality of all laws enacted by the Legislature, and that their decision should be respected and sustained by all good citizens.

Mr. Chamberlain moved to lay on the table.

Upon which, Messrs. Holden, Luttrell, and Brown of Tulare, demanded the ayes and noes, and the House agreed, by the following vote:

AYES—Messrs Anthony, Ayer, Batchelder, Bosquit, Brown of Contra Costa, Bugbee, Campbell, Chamberlain, Clayton, Coghlan, Collier, Corey, Dorr, Dornin, Dutton, Dwyer, Goodall, Goodwin, Greene, Hamlin, Hansbrow, Hatch, Hill, Hogle, Hopper, Howard, Hunt of Sacramento, Ireland, Kidder, Lee, Leech, Lemon, Maholmb, Meredith, Murch, Olds, Pattison, Sexton, Sherwood, Singleton, Smith of El Dorado, Steele, Stewart, Taylor, Tilden, Wilcox, Wilson, Zuck, and Mr. Speaker—49.

NOES—Messrs. Bledsoe, Braly, Brown of Tulare, Downing, Hawkins, Hearst, Holden, Huestis, Lupton, Luttrell, Mace, McClelland, Parrish, Satterwhite, and Ward—15.

Mr. Ward offered the following resolution :

Resolved, That the Sergeant-at-Arms of the Senate be and is hereby authorized to procure lock boxes for the better security of the mail matter of the members of the Assembly.

The hour of one o'clock p. m. having arrived, the House took a recess of one hour.

HOUSE RE-ASSEMBLED.

At two o'clock p. m., the House re-assembled.

Speaker in the Chair.

Mr. Ward asked leave to withdraw his resolution.

The House agreed.

Mr. Holden introduced the following resolution :

Resolved, That the special committee on the Agricultural College be allowed a Clerk for one week, at the per diem allowed by law, unless sooner discharged by the committee.

Adopted.

Mr. Lee offered the following resolution :

Resolved, That the Honorable A. C. Brown, member of the Assembly from the Counties of Alpine and Amador, be and he is entitled to the per diem and mileage as a member from the beginning of the session, and the Controller is instructed to draw his warrant on the Treasurer for full pay and mileage.

Mr. Long moved an amendment.

Accepted.

Mr. Dornin moved to lay the resolution on the table.

The House refused.

The resolution was then adopted.

Mr. Chappell offered the following resolution :

Resolved, That Rule Forty-Six of the Assembly be amended by adding to line two, after the words "to lay on the table," the words "for a call of the House."

Ordered to lie over one day, under the rule.

On motion of Mr. Coghlan, the resolution offered by him, providing for the adoption of a new rule relating to the explanation of bills upon their introduction, was taken from the table.

Mr. Hopper offered an amendment.

Accepted.

Mr. Coghan, by leave, withdrew his resolution.

MESSAGES FROM THE SENATE.

The following messages were received from the Senate:

SENATE CHAMBER,
January 25th, 1866. }

Mr SPEAKER :—The Senate, this day, concurred in Assembly concurrent resolution No. 36, for a joint committee to investigate and report upon the proposition to change the hours that shall constitute a day's work;

Also, on the seventeenth instant, passed Senate bill No. 121, an Act to provide for the erection of a Jail in the County of Tuolumne;

Also, on the nineteenth instant, passed Senate bill No. 10, an Act to authorize Mart T. Smith to construct and maintain a wharf at Punta Arenas, in the County of Mendocino;

Also, passed Senate bill No. 125, an Act to authorize and empower the Board of Supervisors of the City and County of San Francisco to modify the grade of streets in said city and county.

CHAS. W. GORDON,
Assistant Secretary.

SENATE CHAMBER,
January 26th, 1866 }

Mr. SPEAKER :—The Senate, yesterday, passed Assembly bill No. 96, an Act to amend an Act entitled an Act to authorize the incorporation of canal companies and the construction of canals, approved May fourth, eighteen hundred and sixty-two;

Also, passed Assembly bill No. 45, an Act concerning the powers of the Board of Trustees of the City of Sacramento;

Also, passed Assembly bill No. 16, an Act in relation to the widening of Kearny and Third streets, in the City and County of San Francisco;

Also, passed Assembly bill No. 61, an Act supplementary to an Act entitled an Act to fund the debt of the County of Sonoma, and to provide for the payment of the same, approved March twentieth, eighteen hundred and sixty;

Also, passed Assembly bill No. 165, an Act to change the name of George Heffren to George H. Lewis, and also to change the name of James Heffren to that of James H. Hamell;

Also, passed Assembly bill No. 167, an Act authorizing the Board of Supervisors of Lassen County to levy taxes for county purposes;

Also, passed Senate bill No. 86, an Act to amend an Act, approved March third, eighteen hundred and sixty-four, entitled an Act to amend an Act entitled an Act to prohibit the carrying of concealed weapons, approved April twenty-seventh, eighteen hundred and sixty-three;

Also, passed Senate bill No. 96, an Act to amend an Act entitled an Act concerning the Courts of justice of this State and judicial officers, approved April twentieth, eighteen hundred and sixty-three;

Also, passed Senate bill No. 115, an Act to change the name of Bridget Louisa Howard to Margaret Louisa Byrne;

Also, passed Senate bill No. 120, an Act to fix the salary of the County Judge of Tuolumne County;

Also, passed Senate bill No. 25, an Act concerning the fees of jurors and witnesses in the City and County of San Francisco.

CHAS. W. GORDON,
Assistant Secretary.

SENATE CHAMBER, }
January 26th, 1866 }

Mr. SPEAKER :—The Senate, this day, adopted Senate concurrent resolution No. 25, fixing the time from which payment is due to Clerk and Sergeant-at-Arms of Committee of Investigation on Insane Asylum Affairs;

Also, adopted Senate concurrent resolution No. 24, relative to printing report of Special Agent on Indian Affairs.

CHAS. W. GORDON,
Assistant Secretary.

CONSIDERATION OF SENATE MESSAGES.

Senate bill No. 125, above reported, read first and second times, and referred to the San Francisco delegation.

Senate bill No. 10, above reported, read first and second times, and referred to the Mendocino delegation.

Senate bill No. 121, above reported, read first and second times, and referred to the Tuolumne delegation.

Substitute for Senate bill No. 86, above reported, read first and second times, and referred to the Judiciary Committee.

Senate bill No. 115, above reported, read first and second times, and referred to the Committee on Public Morals.

Senate bill No. 25, above reported, read first and second times, and referred to the San Francisco delegation.

Senate bill No. 120, above reported, read first and second times, and referred to the Tuolumne delegation.

Senate bill No. 96, above reported, read first and second times, and referred to the Judiciary Committee.

Senate concurrent resolution No. 24, above reported, read first and second times, and referred to the Committee on Indian Affairs.

The House concurred in Senate concurrent resolution No. 25, above reported.

Mr. Sherwood gave notice of the introduction of a bill for an Act for the establishment of a State Infirmary at or near the City of Marysville, Yuba County.

INTRODUCTION OF BILLS.

Bills were introduced as follows:

By Mr. Dutton, for an Act for the relief of Charles P. Duane.

Read first and second times, and referred to the San Francisco delegation.

Also, for an Act supplemental to an Act to provide for the construction of a street railroad and tunnel through Russian Hill, in the City and County of San Francisco, approved April twenty-second, eighteen hundred and sixty-three.

Read first and second times, and referred to the San Francisco delegation.

Also, for an Act to amend an Act exempting certain property from taxation.

Read first and second times, and referred to the Committee on Ways and Means.

By Mr. Corey, for an Act to re-incorporate the City of San José.

Read first and second times, and referred to the Santa Clara delegation.

By Mr. Sexton, for an Act to pay the claim of Placer County for money expended in contesting and preventing persons from obtaining patents to mineral lands in said county.

Read first and second times, and referred to the Committee on Claims.

By Mr. Dorr, for an Act to extend the corporate existence of the Weaverville and Shasta Wagon Road Company

Read first and second times, and referred to the Trinity and Shasta delegations.

By Mr. Bowman, for an Act to authorize Junius G. Foster, and his associates and assigns, to construct a wire suspension bridge from the main land to Seal Rock, in the City and County of San Francisco.

Read first and second times, and referred to the San Francisco delegation.

Also, for an Act to regulate the fire department of the City and County of San Francisco.

Read first and second times, and referred to the San Francisco delegation.

By Mr. Mace, for an Act to authorize the County Auditor of Fresno County to issue bonds to pay for constructing and furnishing a County Jail and Court House.

Read first and second times, and referred to the Fresno delegation.

By Mr. Leech, for an Act to authorize the Town of Grass Valley to contract a debt and to issue bonds for the construction of waterworks to supply said town with water.

Read first and second times, and referred to the Nevada delegation, together with petition No. 40, from citizens of Grass Valley, on the same subject.

By Mr. Hunt of Santa Clara, for an Act to amend an Act entitled an Act relating to appeals, approved March twenty-third, eighteen hundred and sixty-four.

Read first and second times, referred to the Judiciary Committee, and the usual number ordered printed.

Also, for an Act to amend an Act entitled an Act to regulate proceedings in civil cases in the Courts of justice of this State, passed April twenty-ninth, eighteen hundred and fifty-one.

Read first and second times, referred to the Judiciary Committee, and the usual number ordered printed.

By Mr. Huestis, for an Act to authorize William Codington, Jonathan Clarke, Casper S. Ricka, T. D. Felt, and W. B. Dobyns, of Humboldt County, and Benjamin Burns, Hiram Willets, and William Heizer, of Mendocino County, and their associates, to construct a turnpike road from the present settlement on Eel River, in Humboldt County, to Long Valley, in Mendocino County, and to charge and collect toll thereon.

Read first and second times, and referred to the Committee on Roads and Highways.

GENERAL FILE.

Substitute for Assembly bill No. 88, an Act to amend an Act entitled an Act concerning roads and highways in the County of Butte, approved

May sixteenth, eighteen hundred and sixty-one—read third time, and passed.

Assembly bill No. 139, an Act supplemental to an Act entitled an Act to authorize the Board of Supervisors of Sutter County to construct a bridge across the Feather River—read third time, and passed.

Assembly bill No. 157, an Act providing for the construction of a wagon road from Oat Valley, in Sonoma County, to Achilles Richardson's house, in Mendocino County—read third time, and passed.

Assembly bill No. 173, an Act to provide for the construction of a turnpike road in Mono County—read third time, and passed.

Senate bill No. 24, an Act to amend an Act entitled an Act to authorize the Board of Supervisors of the County of Solano to take and subscribe two hundred thousand dollars to the capital stock of the San Francisco and Marysville Railroad Company, approved April sixteenth, eighteen hundred and fifty-nine—read third time, and passed.

Senate bill No. 78, an Act to extend the time for constructing a toll bridge across the Colorado River—read third time and passed.

Mr. Wilcox gave notice of a motion to reconsider the vote by which the above mentioned bill was passed.

Assembly bill No. 166, an Act to authorize Theodore A. Linn, Joseph F. Montgomery, A. A. Hadley, and John Ray, together with those whom they may associate with them, to construct and maintain a turnpike road from Upper Mattole Valley to Shelter Cove, in Humboldt County, and to charge and collect toll thereon—amendments reported by committee adopted, and ordered engrossed.

Assembly bill No. 115, an Act to incorporate the Marysville Hibernian Benevolent Society—withdrawn.

Assembly bill No. 154, an Act to provide for the collection of delinquent taxes in the City of Stockton—rules suspended, considered engrossed, read third time, and passed.

Assembly bill No. 175, an Act to amend an Act entitled an Act to regulate proceedings in criminal cases, passed April first, eighteen hundred and fifty, and all Acts amendatory thereof and supplementary thereto—ordered engrossed.

Mr. Lupton moved to make Senate bill No. 94, an Act to authorize the husband and wife to become witnesses in criminal actions, the special order for Tuesday next at twelve o'clock M.

Messrs. Pattison, Sherwood, and Bugbee, demanded the previous question.

Sustained.

The motion of Mr. Lupton to make special order, was lost.

On the passage of the bill, Messrs. Lupton, Ayer, and Collier, demanded the ayes and noes, and the bill passed, by the following vote:

AYES—Messrs. Anthony, Ayer, Bosquit, Bowman, Brown of Contra Costa, Bugbee, Campbell, Chamberlain, Chappell, Chase, Coghlan, Collier, Corey, Dwyer, Eagar, Goodall, Goodwin, Greene, Hansbrow, Hatch, Hill, Hogle, Holden, Hollister, Hopper, Howard, Huestis, Hunt of Santa Clara, Ireland, Kidder, Lee, Leech, Lemon, Long, Luntrell, Mace, McClelland, Meredith, Parrish, Pattison, Peterson, Reed, Sawyer, Satterwhite, Sexton, Sherwood, Singleton, Smith of El Dorado, Steele, Stewart, Taylor, Tilden, Wilcox, Wilson, Zuck, and Mr. Speaker—56.

NOES—Messrs. Batchelder, Bledsoe, Braly, Brown of Tulare, Hamlin, Lupton, Murch, and Perrin—8.

Senate bill No. 35, an Act amendatory of an Act concerning suits wherein the State is a party, approved March twenty-eighth, eighteen hundred and sixty-four—read third time, and passed.

On motion of Mr. Bowman, Assembly bills Nos. 212 and 182, Acts relating to the fire department of San Francisco, were ordered printed.

At three o'clock and forty minutes P. M., Mr Sawyer moved to adjourn.

Messrs. Goodwin, Meredith, and Sexton, demanded the ayes and noes. Mr. Sawyer withdrew his motion to adjourn.

Mr. Meredith, Chairman of the Committee on Mileage, made the following report:

MR. SPEAKER:—The Committee on Mileage beg leave to make the following report, and recommend the adoption of the following resolution: That A. C. Brown is entitled to mileage for one hundred and ten miles, amounting to twenty-two dollars.

Resolved, That the Controller of State be ordered to pay the above amount out of the funds of the Assembly reserved for such purposes.

MEREDITH, Chairman.

The resolution above reported was adopted.

By leave, Mr. Reed introduced a bill for an Act to provide for the construction of a turnpike road from Lake County, across the mountain, to Yolo County.

Read first and second times, and referred to the Lake and Yolo delegations.

Mr. Sherwood, Chairman of the Committee on Public Expenditures and Accounts, made the following report:

MR. SPEAKER:—The Committee on Public Expenditures and Accounts, to whom was referred petition No. 58, having had the same under consideration, beg leave to report the same back, and recommend that the same be referred to the Committee on Claims.

SHERWOOD, Chairman.

Petition No. 38, from George I. Lytle, for the payment of a bill, above reported, was referred to the Committee on Claims.

Mr. Hansbrow presented a bill of H. E. Babcock, for services as Notary Public, etc. in the contested election case of Brown v. Frink.

Referred to the Committee on Claims.

UNFINISHED BUSINESS.

The motion to lay on the table the motion to reconsider the vote by which the memorial to the Congress of the United States concerning an Act to aid in the construction of an overland railroad and telegraph line was adopted, was considered.

Upon which, Messrs. Pattison, Dornin, and Wilcox, demanded the ayes and noes, and the motion to lay on the table was carried, by the following vote:

AYES—Messrs. Anthony, Ayer, Batchelder, Bosquit, Brown of Contra Costa, Brown of Tulare, Campbell, Chamberlain, Collier, Corey, Dornin, Dutton, Dwyer, Eagar, Goodwin, Greene, Hamlin, Hatch, Hawkins,

Hill, Hogle, Holden, Hopper, Howard, Huestis, Hunt of Santa Clara Lee, Leech, Lemon, Luttrell, Mace, Meredith, Murch, Parrish, Pattison, Peterson, Satterwhite, Sexton, Singleton, Smith of El Dorado, Steele, Stewart, Taylor, Tilden, Zuck, and Mr Speaker—46.

NOES—Messrs. Bledsoe, Bowman, Braly, Bugbee, Chappell, Chase, Dorr, Downing, Goodall, Hansbrow, Hearst, Hoag, Hollister, Ireland, Kidder, Long, Lupton, McClelland, Ferrin, Reed, Sawyer, Sherwood, Wilcox, and Wilson—24.

Mr. Long moved that the Committee on Claims be requested to report back Senate bill No 62, and that it be referred to the Judiciary Committee.

So ordered.

At three o'clock and fifty-five minutes P. M., on motion of Mr. Sawyer, the House adjourned.

IN ASSEMBLY.

HOUSE OF ASSEMBLY,
Saturday, January 27th, 1866. }

House met pursuant to adjournment.

Speaker in the Chair.

Roll called.

Quorum present.

Prayer by the Chaplain

Journal of yesterday read and approved.

Messrs Maholmb and Sexton had leave of absence for one day each ; Messrs. Olds and Clayton for two days each ; and Mr. Chase for three days.

Mr. Wilcox presented a petition from residents of Mariposa County for an appropriation of twenty-five thousand dollars for the construction of a road from Mariposa to the Big Trees.

Referred to the Committee on Ways and Means.

Mr. Sherwood, Chairman of the Committee on Public Expenditures and Accounts, made the following report :

MR. SPEAKER :—The Committee on Public Expenditures and Accounts, having examined and found correct the following accounts, beg leave to report the same, and recommend the adoption of the accompanying resolution :

To whom due.	Amounts.
George I. Lytle, for Evening Bulletin to January 29th.....	\$105 00
George I. Lytle, for Stockton Independent to January 29th.....	18 00
John A. Tutt, for Daily Examiner to January 29th.....	42 00
T. A. Springer, for Amador Ledger for session.....	24 00

To whom due.	Amounts.
Penry & Page, for Amador Dis-patch for session	\$12 50
Monterey Gazette, for session.....	3 00
Calaveras Chronicle, for session.....	39 00
Addington & Green, for Colusa Sun for session.....	24 00
Brown & Deal, for Daily Transcript for session	25 00
Mendocino Democrat, for session.....	20 00
McNabb & Cassiday, for Journal and Argus for session	8 00
Solano Press, for session.....	30 00
Napa Register, for session.....	36 00
Jenks & Evans, for Klamath News for session.....	8 00
T. & C. H. Mitchell, for Placer Herald for session.....	27 00
Crowell & Lobe, for Sunday Mercury for session.....	117 00
Crowell & Lobe, for News Letter for session	60 00
Crowell & Lobe, for New Age for session.....	6 00
Crowell & Lobe, for Californian for session	27 00
Crowell & Lobe, for Puck for session.....	15 00
Bernard Dennery, for crockery, etc.....	87 50
D. W. Clark, for gas fixtures, etc.....	75 10
C. Shingler, for repairing.....	3 25
Joseph Hopley, for desk and chairs.....	80 00

Resolved, That the Controller of State be and he is hereby required to draw his warrants on the Contingent Fund of the Assembly in favor of the following named persons :

In favor of George I. Lytle, for one hundred and twenty-three dollars;
 In favor of John A. Tutt, for forty-two dollars;
 In favor of T. A. Springer, for twenty-four dollars;
 In favor of Penry & Page, for twelve dollars and fifty cents;
 In favor of the Monterey Gazette, for three dollars;
 In favor of the Calaveras Chronicle, for thirty-nine dollars;
 In favor of Addington & Green, for twenty-four dollars;
 In favor of Brown & Deal, for twenty-five dollars;
 In favor of the Mendocino Democrat, for twenty dollars;
 In favor of McNabb & Cassiday, for eight dollars;
 In favor of the Solano Press, for thirty dollars;
 In favor of the Napa Register, for thirty-six dollars;
 In favor of Jenks & Evans, for eight dollars;
 In favor of T. & C. H. Mitchell, for twenty-seven dollars;
 In favor of Crowell & Lobe, for two hundred and forty-five dollars;
 In favor of Bernard Dennery, for eighty-seven dollars and fifty cents;
 In favor of D. W. Clark, for seventy-five dollars and ten cents;
 In favor of C. Shingler, for three dollars and twenty-five cents;
 In favor of Joseph Hopley, for eighty dollars.

SHERWOOD, Chairman.

On motion of Mr. Downing, the resolution above reported, was divided, and that portion relating to claims for newspapers was adopted.

Mr. Downing moved to recommit the bill of Joseph Hopley for furniture.

Messrs. Sherwood and Hansbrow explained, and Mr. Downing withdrew his motion to recommit

The remainder of the resolution, above reported, was then adopted.

Mr. Downing gave notice of a motion to reconsider the above vote.

REPORTS.

Mr. Hunt of Sacramento, Chairman of the Committee on Claims, made the following report:

Mr. SPEAKER:—The Committee on Claims, to whom was referred Assembly bill No. 144, an Act for the relief of the heirs of Edwin A. Brown, have had the same under consideration, and beg leave to report the bill back, and recommend its passage;

Also, Assembly bill No. 131, an Act for the relief of Pliny M. Whitney, and report the same back, and recommend its passage;

Also, Assembly bill No. 138, an Act for the relief of Solomon Crown, and report the same back, and recommend its passage;

Also, in accordance with the resolution introduced by Mr. Long, return to the Assembly, Senate bill No. 62, for the purpose of referring it to the Judiciary Committee.

HUNT, Chairman.

Mr. Chappell, Chairman of the Committee on Swamp and Overflowed Lands, made the following report:

Mr. SPEAKER:—The Committee on Swamp and Overflowed Lands, to whom was referred Assembly bill No. 191, an Act for the relief of the purchasers of swamp and overflowed, salt marsh, and tide lands, have had the same under consideration, and beg leave to report it back, with a substitute, and recommend the passage of the substitute;

Also, Assembly bill No. 67, an Act for the relief of purchasers of swamp land within the limits of the Tulare canal grant, and report the same back, with an amendment, and recommend its passage as amended.

CHAPPELL, Chairman.

Mr. Lee, Chairman of the Committee on Indian Affairs, made the following report:

Mr. SPEAKER:—The Committee on Indian Affairs, having had under consideration Senate concurrent resolution No. 24, respecting the printing of the report of the Special Agent on Indian Affairs, report the same back, and recommend its passage.

LEE, Chairman.

Mr. Eagar, Chairman of the Committee on Ways and Means, made the following report:

Mr. SPEAKER:—The Committee on Ways and Means, to whom was referred Assembly bill No. 146, an Act making appropriations for deficiencies in the appropriations made for the sixteenth and seventeenth fiscal years, ending on the thirtieth day of June, eighteen hundred and sixty-six, have had the same under consideration, and report it back, with an amendment to the title, and recommend its passage as amended.

EAGAR, Chairman.

Mr. Chamberlain, Chairman of the Committee on Federal Relations, made the following report :

MR. SPEAKER :—The Committee on Federal Relations report back, with a substitute, Assembly resolution in relation to a daily mail from Benicia to Suisun City, and recommend the passage of the substitute.

CHAMBERLAIN, Chairman.

Mr. Hogle, from the Committee on Engrossment, made the following report :

MR. SPEAKER :—The Committee on Engrossment have examined, and found correctly engrossed, Assembly bill No. 27, an Act to confer additional powers upon the Board of Supervisors of the City and County of San Francisco, and upon the Auditor and Treasurer thereof, and to authorize certain appropriations of money by said Board ;

Also, Assembly bill No. 44, an Act to provide for the payment of moneys advanced by Hall & Allen in the trial of the case of The People v. Horace Smith ;

Also, substitute for Assembly bill No. 55, an Act amendatory of and supplementary to an Act entitled an Act for the protection of game, approved May thirteenth, eighteen hundred and fifty-four, and April seventeenth, eighteen hundred and sixty-one ;

Also, Assembly bill No. 170, an Act supplementary to an Act entitled an Act to provide for the construction of a macadamized road in the City and County of San Francisco, and for the collection of tolls thereon, approved April fourth, eighteen hundred and sixty-four.

HOGLE, for Committee.

Mr. Perrin made the following report :

MR. SPEAKER :—The Tuolumne delegation, to whom was referred Senate bill No. 121, an Act to provide for the erection of a Jail in the County of Tuolumne, have had the same under consideration, and report it back with the recommendation that it pass.

PERRIN, for Delegation.

On motion of Mr. Perrin, the rules were suspended, and Senate bill No. 121, above reported, was read third time, and passed.

Mr. Lupton made the following report :

MR. SPEAKER :—The San Francisco delegation, to whom was referred Assembly bill No. 77, have had the same under consideration, and respectfully report the same back, with a substitute, and recommend the passage of the substitute.

LUPTON, for Delegation.

Mr. Leech made the following report :

MR. SPEAKER :—The Nevada delegation, to whom was referred Assembly bill No. 214, an Act to authorize the Town of Grass Valley to contract a debt, and to issue bonds for the construction of waterworks to supply said town with water, have had the same under consideration, and beg leave to report the bill back, and recommend its passage.

LEECH, for Delegation.

Mr. Dorr made the following report :

MR. SPEAKER:—The Trinity and Shasta delegation, to whom was referred Assembly bill No. 210, an Act to extend the corporate existence of the Weaverville and Shasta Wagon Road Company, having had the same under consideration, beg leave to report the same back, and recommend its passage.

DORR, for Delegation.

On motion of Mr. Dorr, the rules were suspended, and Assembly bill No. 210, above reported, was considered engrossed, read third time, and passed.

On motion of Mr. Dwyer, Assembly bill No. 27, an Act to confer additional powers upon the Board of Supervisors of the City and County of San Francisco, and upon the Auditor and Treasurer thereof, and authorize certain appropriations of money by said Board, was recommitted.

RESOLUTIONS.

Mr. Lee offered the following resolution :

Resolved, That the Honorable A. C. Brown of Amador and Alpine Counties, be and he is entitled to draw from the Sergeant-at-Arms the amount of postage and envelopes allowed other members of this House, and the Sergeant-at-Arms is required to deliver the same to Mr. Brown, and charge the same to the Contingent Fund of the Assembly.

Adopted.

On motion of Mr. Chamberlain, the following resolution was taken from the table :

Resolved, That it is the province of the Supreme Court to pronounce upon the constitutionality of all laws enacted by the Legislature, and that their decision should be respected and sustained by all good citizens.

Mr. Chamberlain offered the following substitute :

Resolved, That it is the province of the Supreme Court to pronounce on the constitutionality of all laws that may be brought in question in any case of which they have jurisdiction, but that this fact does not authorize the Legislature to treat as a nullity a law of a former Legislature upon which no decision of the Supreme Court has ever been rendered, nor does it deprive this House of the right or relieve it of the responsibility of judging of the qualifications of its own members, and that this right is to be exercised by the House in accordance with its own convictions of what the Constitution requires.

Mr. Dwyer reported back Assembly bill No. 27, an Act to confer additional powers upon the Board of Supervisors of the City and County of San Francisco, and upon the Auditor and Treasurer thereof, and authorize certain appropriations of money by said Board, with an amendment.

Mr. Peterson had leave of absence for two days, and Mr. Bosquit for the balance of the day.

The hour of one o'clock P. M. having arrived, the House took its usual recess.

HOUSE RE-ASSEMBLED.

At two o'clock p. m., the House re-assembled.

Speaker in the Chair.

Chief Clerk Boruck had two days' leave of absence.

At two o'clock and three minutes p. m., Mr. Lee moved to adjourn. The House refused.

Messrs. Hill and Mace had leave of absence.

At two o'clock and five minutes p. m., Mr. Eagar moved to adjourn.

Upon which, Messrs. Chamberlain, Collier, and Ayer, demanded the ayes and noes, and the House refused, by the following vote :

AYES—Messrs. Anthony, Coghlan, Eagar, Frink, Hatch, Hoag, Holden, Hopper, Huestis, Lee, Lemon, Pattison, Satterwhite, and Mr. Speaker—14.

NOES—Messrs. Ayer, Batchelder, Bledsoe, Brown of Contra Costa, Brown of Tulare, Chamberlain, Chappell, Collier, Corey, Dorr, Goodall, Goodwin, Hamlin, Hunt of Santa Clara, Ireland, Lupton, Luttrell, Murch, Sawyer, Sherwood, Singleton, Steele, Stewart, Taylor, and Tilden—25.

Messrs. Hearst and Wiggin had each three days' leave of absence.

Mr. Corey, Chairman of the Committee on Enrolment, made the following report :

MR. SPEAKER:—The Committee on Enrolment have examined, and found correctly enrolled, Assembly bill No. 71, an Act to provide for the care of the indigent sick of the County of Sierra ;

Also, Assembly bill No. 147, an Act to repeal an Act entitled an Act concerning officers of the County of Los Angeles, approved March twenty-third, eighteen hundred and sixty-one ;

Also, Assembly concurrent resolution No. 27, empowering the Committees of Swamp and Overflowed Lands of the Senate and Assembly to form a joint committee to investigate the affairs of the Board of State Swamp Land Commissioners, and report to the Legislature as soon as possible ;

Also, Assembly concurrent resolution No. 29, instructing our Senators and Representatives in Congress to procure the establishment of a tri-weekly mail from Bridgeport, the county seat of Mono County, to Partzwick, in said county ;

Also, Assembly joint resolution No. 5, instructing our Senators and Representatives in Congress to procure the early establishment of a daily mail from the City of Stockton, via Copperopolis, to the Town of Murphy's, Calaveras County ;

And on this, the twenty-seventh day of January, eighteen hundred and sixty-six, have deposited the same with the Secretary of State.

COREY, Chairman.

On the adoption of the substitute offered by Mr. Chamberlain, Messrs. Eagar, Hopper, and Pattison, demanded the previous question.

Sustained.

On which, Messrs. Luttrell, Hoag, and Huestis, demanded the ayes and noes, and the substitute offered by Mr. Chamberlain was adopted, by the following vote :

AYES—Messrs. Anthony, Ayer, Batchelder, Brown of Contra Costa,

Chamberlain, Chappell, Coghlan, Collier, Dorr, Downing, Eagar, Goodall, Goodwin, Hamlin, Hatch, Hopper, Howard, Hunt of Santa Clara, Huestis, Ireland, Lee, Lemon, Long, Meredith, Murch, Pattison, Sawyer, Sherwood, Singleton, Steele, Stewart, Taylor, Tilden, Zuck, and Mr. Speaker—36.

NOES—Messrs. Bledsoe, Brown of Tulare, Hoag, Holden, Lupton, Parrish, and Satterwhite—7.

On the resolution as amended, Messrs Chamberlain, Murch, and Meredith, demanded the ayes and noes, and the resolution was adopted as amended, by the following vote:

AYES—Messrs. Anthony, Ayer, Batchelder, Brown of Contra Costa, Chamberlain, Chappell, Coghlan, Collier, Corey, Dorr, Eagar, Goodall, Goodwin, Hamlin, Hansbrow, Hatch, Hogle, Hollister, Hopper, Howard, Hunt of Santa Clara, Huestis, Ireland, Lee, Lemon, Long, Meredith, Murch, Pattison, Reed, Sawyer, Sherwood, Singleton, Steele, Stewart, Taylor, Zuck, and Mr. Speaker—38.

NOES—Messrs Bledsoe, Brown of Tulare, Downing, Holden, Lupton, and Satterwhite—6.

Mr. Sawyer offered the following resolution :

Resolved, That the Clerks of the Assembly, namely: the Engrossing, Enrolling, Copying, and Journal Clerks, also the Clerk to the Sergeant-at-Arms, who have not been allowed postage stamps, be allowed an amount, not to exceed ten dollars each, to be paid out of the Contingent Fund of the Assembly; and the Controller of State is hereby authorized and required to draw his warrant for the same hereby granted to each person included herein.

Mr Taylor offered the following amendment: Amend by including Second Assistant and Minute Clerks, and making the warrant payable in greenbacks.

Accepted.

Mr. Holden moved to lay the whole matter on the table.

On which, Messrs. Sawyer, Taylor, and Luttrell, demanded the ayes and noes, and the roll was called, with the following result:

AYES—Messrs. Anthony, Batchelder, Brown of Contra Costa, Brown of Tulare, Chamberlain, Chappell, Collier, Corey, Goodall, Hamlin, Hatch, Hogle, Holden, Hollister, Howard, Ireland, Luttrell, Parrish, Pattison, Reed, Satterwhite, Sherwood, Steele, and Mr. Speaker—24.

NOES—Messrs Coghlan, Dorr, Downing, Goodwin, Hansbrow, Hopper, Kidder, Lemon, Long, Meredith, Murch, Sawyer, Taylor, and Tilden—13.

Less than a quorum having voted, the question was again put, and the resolution was laid on the table by a viva voce vote.

Mr. Goodwin gave notice of a motion to reconsider the vote by which the amended resolution, offered by himself, in relation to the Supreme Court and the rights and privileges of this House to judge of the qualifications of its own members, was adopted.

On motion of Mr. Chappell, the following amendment to Rule Number Forty-Six was taken from the table and adopted :

Resolved, That Rule Number Forty-Six of the Assembly be amended by adding to line two, after the words "to lay on the table," the words "for a call of the House."

On motion of Mr Chappell, Rule Number Forty-Six was further amended by striking out the word "three" in the sixth line, and inserting the word "four."

At two o'clock and fifty-five minutes P. M., Mr. Batchelder moved to adjourn.

The House refused.

Mr. Long moved to adjourn to next Tuesday.

Upon which, Messrs. Chamberlain, Eagar, and Corey, demanded the ayes and noes.

At three o'clock and ten minutes P. M., Mr. Leech moved to adjourn.

Upon which, Messrs. Sawyer, Long, and Taylor, demanded the ayes and noes, and the House refused, by the following vote :

AYES—Messrs. Anthony, Bledsoe, Brown of Tulare, Coghlan, Dorr, Dornin, Downing, Eagar, Frink, Hamlin, Hatch, Hogle, Holden, Hollister, Hunt of Santa Clara, Huestis, Lee, Leech, Lemon, Pattison, Satterwhite, Singleton, and Zuck—23.

NOES—Messrs. Ayer, Batchelder, Chamberlain, Chappell, Collier, Corey, Goodall, Goodwin, Hansbrow, Hoag, Hopper, Howard, Ireland, Kidder, Long, Lupton, Luttrell, Meredith, Murch, Parrish, Reed, Sawyer, Sherwood, Steele, Stewart, Taylor, Tilden, Wilson, and Mr. Speaker—29.

The roll was again called on Mr. Long's motion to adjourn to next Tuesday, and the House refused, by the following vote :

AYES—Messrs. Ayer, Campbell Goodwin, Hoag, Hopper, Howard, Kidder, Long, Lupton, Olds, Satterwhite, Tilden, Wilson, and Mr. Speaker—14.

NOES—Messrs. Anthony, Batchelder, Bledsoe, Brown of Contra Costa, Brown of Tulare, Chamberlain, Chappell, Coghlan, Collier, Corey, Dorr, Downing, Eagar, Goodall, Hamlin, Hansbrow, Hatch, Hogle, Holden, Hollister, Hunt of Santa Clara, Huestis, Ireland, Lee, Leech, Lemon, Luttrell, Meredith, Murch, Pattison, Reed, Sawyer, Sherwood, Singleton, Steele, Stewart, Taylor, and Zuck—38.

On motion, the General File was taken up.

GENERAL FILE.

Substitute for Assembly bill No. 115, an Act providing for the construction of a public road from a point on the Bloomfield and Petaluma Road, in Sonoma County, to a point at the Beck School House, on the Tomales Road, in Marin County—read third time, and passed.

Assembly bill No. 199, an Act to fix the fees and mileage of jurors, and the fees of witnesses in criminal cases in and for the District Court, County Court, and grand jury, in Placer County—rules suspended, considered engrossed, read third time, and passed.

Mr. Sawyer gave notice that he would introduce an Act to authorize the Board of Supervisors of Calaveras County to retain the State's portion arising from the sale of foreign miners' licenses, for the purpose of paying certain road bonds given by said county.

Mr. Corey introduced a bill for an Act to confirm a certain contract for the sale of stock held by the County of Santa Clara in the San Francisco and San José Railroad Company, and to give effect to the same.

Read first and second times, and referred to the Judiciary Committee.

Also, for an Act to legalize and confirm a certain contract made between the County of Santa Clara, by the Board of Supervisors thereof and the Western Pacific Railroad Company, bearing date the twenty-eighth day of March, eighteen hundred and sixty-five.

Read first and second times, and referred to the Judiciary Committee.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

SENATE CHAMBER,
January 27th, 1866. }

MR. SPEAKER :—The Senate, on the twenty-fourth instant, passed Senate bill No. 141, on Act entitled an Act to provide for the better maintenance of indigent sick persons in the County of Mariposa;

Also, on yesterday, concurred in Assembly concurrent resolution No. 38, requesting the delegation in Congress to procure the establishment of a weekly mail from Susanville, Lassen County, to Fort Bidwell, Siskiyou County, via Eagle Creek, Surprise Valley, Milk Ranch, and Willow Creek, and establishment of Post Offices.

CHAS. W. GORDON.

Assistant Secretary.

Senate bill No 141, above reported, read first and second times, and referred to the Mariposa delegation.

NOTICES OF BILLS.

Notices of the introduction of bills were given as follows:

By Mr. Batchelder, for an Act amendatory of an Act to regulate the fees of office in the County of Yuba, approved April twenty-first, eighteen hundred and sixty.

By Mr. Collier, for an Act to change the name of a person therein mentioned.

INTRODUCTION OF BILLS.

Bills were introduced as follows:

By Mr. Downing, for an Act to change the name of Addie Laird to that of Addie E. Long

Read first and second times, rules suspended, considered engrossed, read third time, and passed.

By Mr. Ayer, for an Act for the encouragement of mining.

Read first and second times, referred to the Judiciary Committee, and the usual number ordered printed

By Mr. Reed, for an Act to pay the claim of G. J. Oversheiner.

Read first and second times, and referred to the Committee on Claims, together with a petition from G. J. Oversheiner for the refunding of moneys paid into the County Treasury of Yolo County by mistake.

By Mr. Lupton, for an Act to amend an Act entitled an Act to

prohibit barbarous and noisy amusements on the Christian Sabbath, approved March sixteenth, eighteen hundred and fifty-five.

Read first and second times, and referred to the Committee on Public Morals.

On motion of Mr. Eagar, at three o'clock and forty minutes P. M., the House adjourned.

IN ASSEMBLY.

HOUSE OF ASSEMBLY,
Monday, January 29th, 1866. }

House met pursuant to adjournment.

Speaker in the Chair.

Roll called.

Quorum present.

Prayer by the Chaplain.

Journal of Saturday last read and approved.

Messrs. Dornin, Hill, and Greene, the San Francisco delegation, and all other absentees, had leave of absence for one day.

Mr. Lee presented a petition from citizens of Alpine County for the passage of an Act to submit the question concerning the county seat to the vote of the people of that county.

Referred to the Committee on Counties and County Boundaries.

Mr. Sawyer presented a remonstrance from citizens of Alpine County against any agitation of the county seat question of that county.

Referred to the Committee on Counties and County Boundaries.

REPORTS.

Mr. Hatch, Chairman of the Committee on Roads and Highways, made the following report :

MR. SPEAKER:—The Committee on Roads and Highways, to whom was referred substitute for Senate bill No. 158, an Act to amend an Act entitled an Act concerning public ferries and toll bridges, approved April eighteenth, eighteen hundred and fifty-five, have had the same under consideration, beg leave to report it back, and recommend its passage.

HATCH, Chairman.

Mr. Wilson, Chairman of the Committee on Engrossment, made the following report :

MR. SPEAKER:—The Committee on Engrossment have examined, and found correctly engrossed, Assembly bill No. 154, an Act to provide for the collection of delinquent taxes in the City of Stockton ;

Also, Assembly bill No. 166, an Act to authorize Theodore A. Linn, Joseph F. Montgomery, A. A. Hadley, and John Ray, together with those whom they may associate with them, to construct and maintain a turnpike road from Upper Mattole Valley to Shelter Cove, in Humboldt County, and to charge and collect toll thereon ;

Also, Assembly bill No. 175, an Act to amend an Act entitled an Act

to regulate proceedings in criminal cases, passed April first, eighteen hundred and fifty, and all Acts amendatory thereof and supplementary thereto ;

Also, Assembly concurrent resolution No. 36, for a joint committee to investigate and report upon the proposition to change the hours that shall constitute a day's work.

WILSON, Chairman.

Mr. Chamberlain, Chairman of the Committee on Federal Relations, made the following report :

Mr. SPEAKER :—The majority of the Committee on Federal Relations, to whom was referred the memorial to Congress relating to granting United States bonds to the Central Pacific Railroad Company, having had the same under consideration, report the same back, with an amendment, and recommend its passage as amended.

CHAMBERLAIN, Chairman.

Mr. Wilcox made the following report :

Mr. SPEAKER :—The Mariposa delegation, to whom was referred Senate bill No. 141, have examined the same, and report it back, with the recommendation that it pass.

WILCOX, for Delegation.

Mr. Corey made the following report :

Mr. SPEAKER :—The Santa Clara delegation, to whom was referred Assembly bill No. 208, an Act to re-incorporate the City of San José, have had the same under consideration, report it back, without amendment, and recommend its passage.

COREY, for Delegation.

NOTICES OF BILLS.

Notices of the introduction of bills were given as follows :

By Mr. Hopper, for an Act to regulate the various fire departments in this State.

By Mr. Huestis, for an Act for the better protection of petroleum mining interests in this State.

By Mr. Corey, for an Act to legalize the incorporation of the First Baptist Church of San José.

By Mr. Coghlan, for an Act for the relief of the County Treasurers of Napa, Lake, and Mendocino Counties

By leave, Mr. Eagar offered the following resolution :

Resolved, That the Yosemite Investigating Committee be empowered to employ a Clerk, at the per diem allowed by law.

Adopted.

INTRODUCTION OF BILLS.

Bills were introduced as follows :

By Mr. Ayer, for an Act to amend an Act entitled an Act to regulate proceedings in criminal cases, passed May first, eighteen hundred and fifty-one.

Read first and second times, and referred to the Judiciary Committee.

By Mr. Tilden, for an Act providing for the insane of California.

Read first and second times, referred to the Committee on State Hospitals, and double the usual number ordered printed.

On motion of Mr. Singleton, the usual number was ordered printed of Assembly bill No. 102, an Act supplementary of and amendatory to an Act concerning partnerships for mining purposes, approved April fourth, eighteen hundred and sixty-four.

By Mr. Collier, for an Act to change the name of Harry Thompson to John Jacob Holz.

Read first and second times, and ordered on file.

By Mr. Lupton, for an Act to amend an Act entitled an Act concerning tenants in common, joint tenants, and coparceners, passed March sixth, eighteen hundred and fifty-seven.

Read first and second times, and referred to the Judiciary Committee.

By Mr. Wilson, for an Act granting certain parties the right to build a wharf.

Read first and second times, and referred to the Alameda delegation.

By Mr. Lupton, for an Act to amend an Act entitled an Act to regulate proceedings in civil cases.

Read first and second times, and referred to the Judiciary Committee.

GENERAL FILE.

Assembly bill No. 55, an Act amendatory of and supplementary to an Act entitled an Act for the protection of game, approved May thirteenth, eighteen hundred and fifty-four, and April seventeenth, eighteen hundred and sixty-one—returned to file.

Assembly bill No. 27, an Act to confer additional powers upon the Board of Supervisors of the City and County of San Francisco, and upon the Auditor and Treasurer thereof, and authorize certain appropriations of money by said Board—returned to file.

Assembly bill No. 170, an Act to amend an Act to provide for the construction of a macadamized road in the City and County of San Francisco, and for the collection of tolls thereon, approved April fourth, eighteen hundred and sixty-four—returned to file.

Assembly bill No. 44, an Act to provide for the payment of moneys advanced by Hall & Allen in the trial of the case of *The People v. Horace Smith*—considered in Committee of the Whole.

IN ASSEMBLY.

Reported, and passage recommended, report adopted, read third time, and passed.

Assembly bill No. 144, an Act for the relief of the heirs of Edwin A. Brown—ordered engrossed.

Assembly bill No. 131, an Act for the relief of Pliny M. Whitney, late Collector of Fishing Licenses—ordered engrossed.

Assembly bill No. 138, an Act for the relief of Solomon Crown—ordered engrossed.

Assembly bill No. 191, an Act for the relief of the purchasers of swamp and overflowed, salt marsh, and tide lands—substitute adopted, returned to file, and the usual number of copies ordered printed.

Assembly bill No. 67, an Act for the relief of purchasers of swamp land

within the limits of the Tulare canal grant—amendment adopted, returned to file, and the usual number of copies ordered printed.

The House concurred in Senate concurrent resolution No. 24, relative to printing report of Special Agent on Indian Affairs.

Assembly bill No. 146, an Act making appropriations for deficiencies in the appropriations made for the sixteenth and seventeenth fiscal years, ending on the thirtieth day of June, eighteen hundred and sixty-six—recommitted to the Committee on Ways and Means.

The House refused to adopt the substitute reported by committee for Assembly bill No. 77, an Act to provide for the prevention of conflagrations, and the protection of property saved from fire in the City and County of San Francisco;

Mr. Holden moved to reconsider the vote by which the substitute for the above bill was rejected.

The House refused.

Mr. Holden moved to return the bill to the file.

Upon which, Messrs. Holden, Downing, and Lupton, demanded the ayes and noes, and the House so ordered, by the following vote:

AYES—Messrs. Ayer, Batchelder, Bledsoe, Bosquit, Brown of Amador, Brown of Tulare, Coghlan, Corey, Downing, Goodwin, Hamlin, Hansbrow, Hoag, Holden, Hollister, Howard, Heustis, Long, Luttrell, Murch, Parrish, Reed, Steele, Stewart, Taylor, and Tilden—26.

NOES—Messrs. Anthony, Chamberlain, Chappell, Collier, Eagar, Goodall, Hatch, Hopper, Hunt of Sacramento, Hunt of Santa Clara, Ireland, Kidder, Leech, Lemon, Maholmb, Meredith, Pattison, Sexton, Singleton, Wilcox, Wilson, Zuck, and Mr. Speaker—23.

Assembly bill No. 214, an Act to authorize the Town of Grass Valley to contract a debt and issue bonds for the construction of waterworks to supply said town with water—ordered engrossed.

The House adopted the substitute reported by the Committee on Federal Relations for Assembly concurrent resolution No. 39, relating to the establishment of a daily mail line between Benicia and Suisun City.

At twelve o'clock and forty minutes P. M., on motion of Mr. Chappell, the House adjourned.

IN ASSEMBLY.

HOUSE OF ASSEMBLY, }
Tuesday, January 30th, 1866. }

House met pursuant to adjournment.

Speaker in the Chair.

Mr. Johnson appeared, was sworn in, and took his seat.

Roll called.

Quorum present.

Prayer by the Chaplain.

Messrs. Kidder, McClelland, Bowman, Chase, and Greene, had each one day's leave of absence.

Mr. Sexton had indefinite leave.

Journal of yesterday read and approved.

PETITIONS.

Mr. Dutton presented a petition from the San Francisco Ladies' Protection and Relief Society for an appropriation of twelve thousand dollars.

Referred to the Committee on Ways and Means.

Mr. Coghlan presented a petition from citizens of Lake County for an Act to change the terms of the County and Probate Courts.

Referred to the Napa and Lake delegations, with instructions to report a bill in accordance therewith.

Mr. Dwyer presented a petition from property holders of San Francisco for an Act to change the grade of the crossing of Broadway and Jones street.

Referred to the San Francisco delegation.

Also, a petition from citizens of San Francisco for an Act authorizing the Board of Supervisors of said city to pay five hundred dollars in legal tender notes to Amos Currier.

Laid on the table.

REPORTS.

Mr. Eagar, Chairman of the Committee on Ways and Means, made the following report :

MR. SPEAKER:—The Committee on Ways and Means, to whom was referred Assembly bill No. 146, an Act making appropriations for deficiencies in the appropriations made for the sixteenth and seventeenth fiscal years ending on the thirtieth day of June, eighteen hundred and sixty-six, have had the same under consideration, and report the same back, with amendments, and recommend its passage as amended.

EAGAR, Chairman.

Assembly bill No. 146, above reported, was ordered on the file of to-day.

Mr. Corey, Chairman of the Committee on Enrolment, made the following report :

MR. SPEAKER:—The Committee on Enrolment have examined, and found correctly enrolled, Assembly bill No. 163, an Act to authorize the Board of Supervisors of the City and County of San Francisco to close up Waller street between Laguna and Buchanan streets ;

Also, Assembly bill No. 16, an Act in relation to the widening of Kearny and Third streets, in the City and County of San Francisco ;

And on Monday, the twenty-ninth day of January, eighteen hundred and sixty-six, delivered the same to the Governor for his approval.

Also, have examined, and found correctly enrolled, Assembly joint resolution No. 4, instructing our Senators and Representatives in Congress to urge upon Congress the cession of the Fort Jones' Reserve buildings and grounds to the State of California for educational purposes ;

Also, Assembly concurrent resolution No. 17, relative to a semi-weekly mail from Shasta City to Yreka, and the establishment of Post Offices on the route ;

And on Monday, the twenty-ninth day of January, eighteen hundred and sixty-six, deposited the same in the office of the Secretary of State.

COREY, Chairman.

Mr. Wilson, Chairman of the Committee, on Engrossment, made the following report :

Mr SPEAKER :—The Committee on Engrossment have examined, and found correctly engrossed, Assembly bill No. 199, an Act to fix the fees and mileage of jurors, and the fees of witnesses in criminal cases in and for the District Court, County Court, and grand jury, in Placer County ;

Also, Assembly bill No. 210, an Act to extend the corporate existence of the Weaverville and Shasta Wagon Road Company ;

Also, Assembly bill No. 221, an Act to change the name of Addie Laird to that of Addie E. Long ;

Also, Assembly bill No. 214, an Act to authorize the Town of Grass Valley to contract a debt and to issue bonds for the construction of waterworks to supply said town with water ;

Also, Assembly bill No. 144, an Act for the relief of the heirs of Edwin A. Brown ;

Also, Assembly bill No. 131, an Act for the relief of Pliny M. Whitney, late Collector of Fishing Licenses ;

Also Assembly bill No. 138, an Act for the relief of Solomon Crown.

WILSON, Chairman.

M. Pattison made the following report :

Mr SPEAKER :—The committee of investigation into the cause of delay in the transmission by telegraph of certain documents, beg leave to make the following report :

Upon due investigation, we have found that the lines of the California State Telegraph Company extend only to Salt Lake City ; also, that the documents in question were deposited in the Sacramento office of the California State Telegraph Company on December twenty-fifth, and, by acknowledgment of the American Telegraph Company, Washington, D. C., we find that the said documents were received at Washington, D. C., on December twenty-sixth, and on the same day delivered at the residence of the Honorable John Conness, taking the receipt of M. C. Ringgold, a person duly authorized to receipt for the same.

Mr Conness acknowledges the facts above set forth ; but being absent, he did not receive the dispatches until his return, January sixth. He further expresses the opinion, that if the documents had been received on the twenty-sixth of December they would have been too late to accomplish the purpose for which they were intended.

The reason *why* the dispatch was delivered to the *only absent* member of our delegation by the American Telegraph Company is not satisfactorily accounted for.

PATTISON,
LUTTRELL,

For Committee.

Mr. Sherwood, from the Yuba delegation, made the following report :

Mr. SPEAKER :—The Yuba delegation, to whom was referred Senate bill No. 28, having had the same under consideration, beg leave to report it back, and recommend its passage.

SHERWOOD, for Delegation.

Mr Lee, from the Alpine and Amador delegation, made the following report :

Mr. SPEAKER :—The Alpine and Amador delegation, to whom was referred Assembly bill No. 193, have had the same under consideration, report it back, and recommend its passage.

LEE,
BROWN.

Mr. Holden, from the Mendocino delegation, made the following report :

Mr. SPEAKER :—The Mendocino delegation, to whom was referred Senate bill No. 10, granting the right to construct a wharf at Punta Arenas to M. E. Smith, report the same back, and recommend that it be referred to the Committee on Commerce and Navigation.

HOLDEN, for Delegation.

Mr. Hogle, from the Tuolumne delegation, made the following report :

Mr. SPEAKER :—The Tuolumne delegation, to whom was referred Senate bill No. 120, have carefully considered the same, report it back, and recommend its passage.

HOGLE, for Delegation.

MESSAGES FROM THE GOVERNOR.

The following messages were received from the Governor :

STATE OF CALIFORNIA, EXECUTIVE DEPARTMENT, }
Sacramento, January 29th, 1866. }

To the Assembly of the State of California :

I have to inform your honorable body that I have this day approved Assembly bill No. 141, an Act to confirm a certain contract for sale of stock held by the County of San Mateo in the San Francisco and San José Railroad Company ;

Also, Assembly bill No. 58, an Act to authorize the Trustees of the California Art Union to distribute works of art ;

Also, Assembly bill No. 84, an Act to authorize the Board of Supervisors of Mariposa County to levy an additional tax for county expenditures ;

Also, Assembly bill No. 140, an Act to authorize the Board of Supervisors of Placer County to levy a special poll tax for the support of the common schools and indigent sick of Placer County ;

Also, Assembly bill No. 71, an Act to provide for the care of the indigent sick of the County of Sierra.

FRED'K F. LOW,
Governor.

STATE OF CALIFORNIA, EXECUTIVE DEPARTMENT, }
Sacramento, January 30th, 1866. }

To the Assembly of the State of California :

I have to inform your honorable body that I have this day approved substitute for Assembly bill No. 16, an Act in relation to the widening of Kearny and Third streets, in the City and County of San Francisco.

FRED'K F. LOW,
Governor.

The following message was also received from the Governor, and was made the special order for to-morrow at twelve o'clock M. :

STATE OF CALIFORNIA, EXECUTIVE DEPARTMENT, }
 Sacramento, January 29th, 1866. }

To the Assembly of the State of California :

I herewith return, without my approval, Assembly bill No. 41, an Act to change the name of the Pacific Accumulation Loan Company, and authorize it to purchase certain real estate.

It is proposed by this bill to change the name of a corporation already organized under the general incorporation law, and also to allow said corporation special privileges in regard to the purchase of real estate, in addition to those contained in the general law

Sections thirty-one and thirty-four of Article IV of the Constitution prohibit the Legislature from creating corporations by special act; and while this bill does not propose to "create" a corporation, its effect would be to give a certain corporation peculiar privileges other than those granted by the general law, which, in my judgment, is contrary to the spirit and intent of the constitutional prohibition.

FRED'K F. LOW,
 Governor.

Mr. Holden offered the following resolution :

Resolved, By the Assembly, the Senate concurring, that our Senators in Congress are instructed and our Representatives requested to procure the establishment of a tri-weekly mail route from Smith's Post Office, in Sonoma County, to Upper Mattole Valley, in Humboldt County, and the establishment of Post Offices on said route at Cuffey's Cove, Casper Creek Mills, Noyo Mills, Ten Mile River, Bear Harbor, Shelter Cove, and Upper Mattole.

Resolved, That his Excellency the Governor be requested to forward a copy of the above to each of our delegations in Congress.

Referred to the Committee on Federal Relations.

NOTICES OF BILLS.

Notices of the introduction of bills were given as follows :

By Mr. Wiggin, for an Act to prohibit and prevent gambling.

By Mr. Peterson, for an Act for the protection of agistors.

INTRODUCTION OF BILLS.

Bills were introduced as follows :

By Mr. Hunt, of Santa Clara, for an Act to provide for a railroad within the County of Santa Clara.

Read first and second times, and referred to the Santa Clara delegation.

By Mr. Lemon, for an Act to authorize Ellen Stockmon, administratrix of the estate of D. E. Stockmon, deceased, and guardian of Florence Stockmon and Ralph Stockmon, minor heirs of said D. E. Stockmon, to sell certain land of said estate.

Read first and second times, and referred to the Judiciary Committee, together with an accompanying memorial in relation to the same subject.

By Mr. Clayton, for an Act to establish the lines and grades of streets in the City and County of San Francisco.

Read first and second times, and referred to the San Francisco delegation.

By Mr. Taylor, for an Act concerning the offices of Sheriff, County Clerk, County Recorder, County Treasurer, County Judge, and District Attorney, and fixing their compensation, for the County of El Dorado.

Read first and second times, and referred to the El Dorado delegation.

By Mr. Dutton, for an Act to amend an Act entitled an Act granting the right to construct and maintain a railroad on certain streets therein named in the City and County of San Francisco, approved April twenty-third, eighteen hundred and sixty-three, and amended April fourth, eighteen hundred and sixty-four.

Read first and second times, and referred to the San Francisco delegation.

By Mr. Huestis, for an Act to provide for the better protection of the petroleum mining interests of this State.

Read first and second times, and referred to the Judiciary Committee.

By Mr. Dwyer, for an Act to confer further powers upon the Board of Supervisors of the City and County of San Francisco.

Read first and second times, and referred to the San Francisco delegation, together with petition No 47, in relation to the claim of Amos Carrier.

By Mr. Lee, for an Act granting to the Board of Supervisors of Alpine County the right to charge and collect toll for the floating and transportation of wood, saw-logs, and lumber, down the main Carson River, in said county.

Read first and second times, and referred to the Committee on Commerce and Navigation.

By Mr. Lupton, for an Act to provide for the prevention of conflagrations, and the protection of property saved from fire in the City and County of San Francisco.

Read first and second times, considered as substitute for Assembly bill No. 77, and referred to the San Francisco delegation.

By Mr. Holden, for an Act to amend an Act entitled an Act to legalize and provide for the collection of delinquent taxes in the counties of this State, approved May sixteenth, eighteen hundred and sixty-one.

Read first and second times, and referred to the Judiciary Committee.

By Mr. Olds, for an Act amendatory of and supplementary to an Act to provide for the sale of certain lands belonging to the State, passed April twenty-seventh, eighteen hundred and sixty-three.

Read first and second times, and referred to the Committee on Swamp and Overflowed Lands.

By Mr. Ireland, for an Act amendatory of an Act entitled an Act providing for the time of holding the several Courts of record in this State, approved April twenty-seventh, eighteen hundred and sixty-three.

Read first and second times, and referred to the Judiciary Committee.

GENERAL FILE.

Assembly bill No. 154, an Act to provide for the collection of delinquent taxes in the City of Stockton—read third time, and passed.

Assembly bill No. 166, an Act to authorize Theodore A. Linn, Joseph F. Montgomery, A. A. Hadley, and John Ray, together with those whom they may associate with them, to construct and maintain a turnpike road from Upper Mattole Valley to Shelter Cove, in Humboldt County, and to charge and collect toll thereon—read third time, and passed.

Assembly bill No. 175, an Act to amend an Act entitled an Act to regulate proceedings in criminal cases, passed April first, eighteen hundred and fifty, and all Acts amendatory thereof and supplementary thereto—read third time, and passed.

Assembly concurrent resolution No. 34, memorial to Congress and concurrent resolution relating to granting United States bonds in lieu of certain lands to the Central Pacific Railroad Company—made the special order for Thursday next at twelve o'clock *m.*, together with the amendment reported by the Committee on Federal Relations.

Assembly bill No. 158, an Act to amend an Act entitled an Act concerning public ferries and toll bridges, approved April eighteenth, eighteen hundred and fifty-five—ordered engrossed.

Senate bill No. 141, an Act entitled an Act to provide for the better maintenance of indigent sick persons in the County of Mariposa—read third time, and passed.

Assembly bill No. 208, an Act to re-incorporate the City of San José—ordered engrossed.

Assembly bill No. 227, an Act to change the name of Harry Thompson to John Jacob Holz—ordered engrossed.

Assembly bill No. 55, an Act amendatory of and supplementary to an Act entitled an Act for the protection of game, approved May thirteenth, eighteen hundred and fifty-four, and April seventeenth, eighteen hundred and sixty-one—returned to file.

Assembly bill No. 27, an Act to confer additional powers upon the Board of Supervisors of the City and County of San Francisco, and upon the Auditor and Treasurer thereof, and authorize certain appropriations of money by said Board—read third time, and passed.

Assembly bill No. 170, an Act supplementary to an Act entitled an Act to provide for the construction of a macadamized road in the City and County of San Francisco, and for the collection of tolls thereon, approved April fourth, eighteen hundred and sixty-four—read third time, and passed.

Assembly bill No. 77, an Act to provide for the prevention of conflagrations, and the protection of property saved from fire in the City and County of San Francisco—recommitted, with substitute, to the San Francisco delegation.

Assembly bill No. 146, an Act making appropriations for deficiencies in the appropriations made for the sixteenth and seventeenth fiscal years ending the thirtieth day of June, eighteen hundred and sixty-six—considered in Committee of the Whole.

IN ASSEMBLY.

Reported, with an amendment to the title; also, with amendments to sections numbers one and two, together with a recommendation that the usual number be ordered printed as amended, report adopted, and on motion of Mr. Luttrell, the bill was made the special order for Friday next at twelve o'clock *m.*

On motion of Mr. Sherwood, Senate bill No. 28, an Act amendatory of and supplementary to an Act entitled an Act to incorporate the City of Marysville, approved March third, eighteen hundred and fifty-seven, was taken up, read third time, and passed.

At twelve o'clock and thirty minutes *p. m.*, on motion of Mr. Hunt of Santa Clara, the House adjourned.

IN ASSEMBLY.

HOUSE OF ASSEMBLY,
 Wednesday, January 31st, 1866. }

House met pursuant to adjournment.

Speaker in the Chair.

Roll called.

Quorum present.

Prayer by the Chaplain.

Journal of yesterday read and approved.

Mr. Howard had indefinite leave of absence.

Mr. Olds presented a petition from citizens of Marin County against any change in the boundary line of said county.

Referred to the Committee on Counties and County Boundaries.

Also, a petition from citizens of Marin County in favor of a change in the boundary lines of Marin and Sonoma Counties.

Referred to the Committee on Counties and County Boundaries.

REPORTS.

Mr. Chamberlain, Chairman of the Committee on Federal Relations, made the following report:

MR. SPEAKER:—The majority of the Committee on Federal Relations, to whom was referred Senate concurrent resolution No. 12, relative to the right of States of the Union to desolve their connection therewith, together with the proviso offered as an amendment thereto by the gentleman from Mendocino, having had the same under consideration, report that the said amendment is an extract from a speech on the Mexican war made by Mr. Lincoln in the House of Representatives of the United States, and was a mere incidental remark intended doubtless to enunciate the right of revolution as that right is recognised in the Declaration of Independence, which extract is not as guarded in its terms as it would have been had the author sought to enunciate a principle in the form of a resolution, or had he supposed that his language might afterwards be quoted for the purpose of justifying an attempt to overthrow a Republican Government with the intent of building on its ruins another government, the corner stone of which should be human slavery. That our own expression of opinion in regard to the right of revolution may not likewise be subject to misinterpretation, your committee report as a substitute for the proposed amendment, an additional resolution containing that portion of the Declaration of Independence that refers to the right of revolution, and recommend the said resolution be substituted for the said amendment, and that the original resolution, with the substitute, be adopted.

CHAMBERLAIN, Chairman.

Mr. Brown of Contra Costa, Chairman of the Judiciary Committee, made the following report:

MR. SPEAKER:—The Judiciary Committee, to whom was referred Assembly bill No. 172, an Act entitled an Act to regulate fees in office in the County of Siskiyou, have had the same under consideration, and

respectfully report the bill back to the Assembly, with amendments, and recommend its passage as amended;

Also, Senate bill No. 86, an Act to amend an Act approved March third, eighteen hundred and sixty-four, entitled an Act to amend an Act entitled an Act to prohibit the carrying of concealed weapons, approved April twenty-seventh, eighteen hundred and sixty-three.

The committee propose an amendment thereto; striking out that portion of the bill which authorizes Sheriffs, Marshals, Constables, and Policemen, without warrant, to arrest and search persons whom they may have reason to believe shall have concealed upon them any deadly weapon, believing that such a provision would be in conflict with Article IV of the Amendments to the Constitution of the United States, ratified December fifteenth, seventeen hundred and ninety-one; and also, that such a provision would be in conflict with section nineteen of Article I of the Constitution of this State, which is in the following language: "The right of the people to be secure in their persons, houses, papers, and effects, against unreasonable seizures and searches, shall not be violated, and no warrant shall issue but on probable cause, supported by oath or affirmation, particularly describing the place to be searched, and the person and things to be seized." The bill proposes to confer upon the persons named therein authority to seize and search persons upon their own motion, and arbitrarily, without affidavit or warrant.

The amendment proposed strikes the objectionable feature indicated from the bill; therefore, the committee recommend that the bill, as amended, be passed.

Also, Assembly bill No. 241, an Act to amend an Act entitled an Act amendatory of an Act entitled an Act providing for the time of holding the several Courts of record of this State, passed April twenty-seventh, eighteen hundred and sixty-three, approved March twenty-fourth, eighteen hundred and sixty-four, and report the bill back, with an amendment to the title thereof, and recommend the passage of the bill as amended.

BROWN, Chairman.

Mr. Corey, Chairman of the Committee on Enrolment, made the following report:

Mr. SPEAKER:—The Committee on Enrolment have examined, and found correctly enrolled, Assembly bill No. 45, an Act concerning the powers of the Board of Trustees of the City of Sacramento;

Also, Assembly bill No. 61, an Act supplementary to an Act entitled an Act to fund the debt of the County of Sonoma, and to provide for the payment of the same, approved March twentieth, eighteen hundred and sixty;

And on Tuesday, the thirtieth day of January, eighteen hundred and sixty-six, delivered the same to the Governor for his approval.

Also, they have examined, and found correctly enrolled, Assembly concurrent resolution No. 31, providing for the printing of the report proper of the State Board of Agriculture for the year eighteen hundred and sixty-five;

Also, Assembly concurrent resolution No. 18, instructing our Senators and Representatives to use their influence to re-establish the southern overland mail route from San Francisco, via Los Angeles, to Memphis;

Also, Assembly concurrent resolution No. 35, authorizing the Enrol-

ling Clerk of the Assembly to insert the enacting clause in Assembly bill No. 112;

And on Tuesday, the thirtieth day of January, eighteen hundred and sixty-six, deposited the same in the office of the Secretary of State.

COREY, Chairman.

Mr. Wilson, Chairman of the Committee on Engrossment, made the following report:

MR SPEAKER:—The Committee on Engrossment have examined, and found correctly engrossed, substitute for Assembly bill No. 158, an Act to amend an Act concerning public ferries and toll bridges, approved April eighteenth, eighteen hundred and fifty-five;

Also, Assembly bill No. 227, an Act to change the name of Harry Thompson to John Jacob Holz.

WILSON, Chairman.

Mr. Hatch made the following report:

MR SPEAKER:—The committee to whom was referred Assembly bill No. 217, an Act to authorize William Codington, Jonathan Clarke, Casper S. Ricks, T. D. Felt, and W. B. Dobyns, of Humboldt County, and Benjamin Burns, Hiram Willets, and William Heizer, of Mendocino County, together with those whom they may associate with them, to construct a turnpike road from the present settlement on Eel River, in Humboldt County, to Long Valley, in Mendocino County, and to charge and collect toll thereon, have had the same under consideration, and respectfully report the same back, with an amendment, and recommend its passage as amended.

HATCH, for Committee.

Mr. Mace made the following report:

MR. SPEAKER:—The Fresno delegation, to whom was referred Assembly bill No. 213, an Act to authorize the County Auditor of Fresno County to issue bonds to pay for constructing and furnishing a County Jail and Court House, have had the same under consideration, and refer it back, and recommend its passage.

MACE, for Delegation.

Mr. Zuck made the following report:

MR. SPEAKER:—The Santa Clara delegation, to whom was referred Assembly bill No. 190, report the same back, with amendments, and recommend its passage.

ZUCK, for Delegation.

Mr. Lupton made the following report:

MR. SPEAKER:—The San Francisco delegation, to whom was referred Assembly bill No. 77, and the substitute proposed thereto, have had the same under consideration, and report the same back, and recommend the passage of the substitute, with amendments.

LUPTON, for Delegation.

Mr. Downing, by leave, presented a protest of two thousand six hundred and eight citizens of Sonoma County, against a division of said county.

Referred to the Committee on Counties and County Boundaries.

Mr Holden offered a concurrent resolution authorizing the joint special committee on investigating charges against the State Controller, to employ a shorthand reporter.

Adopted.

MESSAGE FROM THE SENATE.

The following message was received from the Senate :

SENATE CHAMBER,
January 31st, 1866. }

MR. SPEAKER:—The Senate, on the twenty-seventh instant, passed Senate bill No 128, relating to the seal of the Supreme Court;

Also, passed Senate bill No. 26, an Act to amend an Act entitled an Act concerning the office of County Clerk of the City and County of San Francisco, passed May fifteenth, eighteen hundred and sixty-two;

Also passed Senate bill No. 66, an Act to regulate fees in the City and County of San Francisco;

Also, passed Senate bill No. 127, an Act to change the name of Carlos Moore to James Carlos Edwards;

Also, passed Assembly bill No. 97, an Act to authorize the Masonic Hall Association of the City and County of San Francisco to increase its capital stock;

Also, passed Assembly bill No. 113, an Act to provide for the maintenance of public roads and trails in the County of Sierra;

Also, concurred in Assembly concurrent resolution No 37, relating to the report of the Surveyor-General;

Also, passed Senate bill No. 148, an Act to amend an Act to extend the term of office of the Supervisors of El Dorado County, and to change the manner of their election, and define their duties and powers in certain cases, and establish their salaries, approved April sixth, eighteen hundred and fifty-eight.

CHAS. W. GORDON,
Assistant Secretary.

CONSIDERATION OF SENATE MESSAGE.

Senate bill No 148, above reported, read first and second times, and referred to the El Dorado delegation.

Senate bill No 128, above reported, read first and second times, and referred to the Judiciary Committee

Senate bill No. 26, above reported, read first and second times, and ordered on file.

Senate bill No. 66, above reported, read first and second times, and ordered on file.

Senate bill No. 127, above reported, read first and second times, and ordered on file.

NOTICES OF BILLS.

Notices of the introduction of bills were given as follows :

By Mr. Olds, for an Act to divide the County of Sonoma, and to attach a portion thereof to the County of Marin.

By Mr. Luttrell, for an Act concerning marks and brands, and for the better protection of stock raisers in the County of Siskiyou.

INTRODUCTION OF BILLS.

Bills were introduced as follows:

By Mr. Hill, for an Act to amend an Act entitled an Act to fix the bonds of the Treasurer of the County of Santa Barbara, approved February sixth, eighteen hundred and sixty-four.

Read first and second times, and ordered on file.

By Mr. Coghlan, for an Act to fix the time of holding the County Court and Probate Court in Lake County.

Read first and second times, and ordered on file.

By Mr. Peterson, for an Act to provide for the protection of agistors.

Read first and second times, referred to the Judiciary Committee, and the usual number ordered printed.

By Mr. Pattison, for an Act defining liabilities of common carriers, and of persons or corporations using steam as a motive power.

Read first and second times, referred to the Judiciary Committee, and the usual number ordered printed.

By Mr. Wilcox, for an Act to amend an Act entitled an Act to establish a standard of weights and measures, approved April fourth, eighteen hundred and sixty-one.

Read first and second times, and referred to the Committee on Ways and Means.

By Mr. Hopper, for an Act to authorize the Treasurer of the County of Sacramento to pay the warrant of P. J. O'Neal.

Read first and second times, rules suspended, the bill considered engrossed, read third time, and passed.

GENERAL FILE.

Assembly bill No. 144, an Act for the relief of the heirs of Edwin A. Brown—read third time, and passed.

Assembly bill No. 131, an Act for the relief of Pliny M. Whitney, late Collector of Fishing Licenses—read third time, and passed.

Assembly bill No. 138, an Act for the relief Solomon Crown—read third time, and passed.

Assembly bill No. 214, an Act to authorize the Town of Grass Valley to contract a debt and issue bonds for the construction of waterworks to supply said town with water—read third time, and passed.

Assembly bill No. 193, an Act in relation to public roads in the County of Alpine, and to the Road Fund of said county—ordered engrossed.

Senate bill No. 120, an Act to fix the salary of the County Judge of Tuolumne County—read third time, and passed.

Assembly bill No. 55, an Act amendatory of and supplementary to an Act entitled an Act for the protection of game, approved May thirteenth, eighteen hundred and fifty-four, and April seventeenth, eighteen hundred and sixty-one.

Mr. Greene moved to recommit, with special instructions.

Substitute for Assembly bill No. 191, an Act for the relief of the purchasers of swamp and overflowed, salt marsh, and tide lands.

Mr. Chamberlain moved to recommit, with special instructions.

The hour of twelve o'clock M. having arrived, the house took up the special order of the day, the Governor's veto message.

Mr. Sherwood moved to postpone the special order till two o'clock P. M.

The House refused.

On motion of Mr. Perrin, the special order was ordered at the bottom of the file for to-morrow.

GENERAL FILE RESUMED

Assembly bill No. 191, an Act for the relief of the purchasers of swamp and overflowed, salt marsh, and tide lands.

Mr. Greene moved that the bill be made the special order for next Tuesday week, at twelve o'clock M.

The hour of one o'clock having arrived, the House took its usual recess.

HOUSE RE-ASSEMBLED.

At two o'clock P. M., the House re-assembled.

Speaker in the Chair.

On motion of Mr. Eagar, a call of the House was ordered.

Messrs. Brown of Amador, Brown of Contra Costa, Brown of Tulare, Chappell, Dwyer, Hoag, Hunt of Sacramento, Lee, Leech, Lemon, Long, Lupton, McClelland, Peterson, Reed, Sawyer, Smith of Butte, and Wiggin, were absent without leave.

On motion of Mr. Goodwin, further proceedings under the call were dispensed with.

Mr. Greene withdrew his motion to make Assembly bill No. 191 the special order for next Tuesday week.

Mr. Hopper offered the following amendment to Mr. Chamberlain's motion to recommit with special instructions :

"That the bill, and also the substitute offered by Mr. Chamberlain, be recommitteed to a joint committee of the Judiciary and Swamp Land Committees, with instructions to ascertain from the Board of Swamp Land Commissioners whether the bill would interfere with contracts made by said Board, and to report such amendments as they may deem proper."

Mr. Hopper had leave to withdraw his amendment.

Messrs. Leech, Eagar, and Wilcox, demanded the previous question.

Sustained.

On the adoption of Mr. Chamberlain's motion to recommit, Messrs. Chamberlain, Meredith, and Peterson, demanded the ayes and noes, and the House refused, by the following vote :

AYES—Messrs. Anthony, Batchelder, Chamberlain, Clayton, Collier, Corey, Greene, Hollister, Ireland, Lemon, Maholmb, Meredith, Murch, Pattison, Perrin, Singleton, Steele, Taylor, and Zuck—19.

NOES—Messrs. Bosquit, Braly, Brown of Amador, Brown of Tulare, Bugbee, Chase, Coghlan, Dorr, Downing, Dutton, Dwyer, Eagar, Goodwin, Hamlin, Hansbrow, Hatch, Hawkins, Hearst, Hill, Hogle, Holden, Hopper, Huestis, Johnson, Kidder, Lee, Leech, Lupton, Mace, McClelland, Olds, Parrish, Peterson, Sawyer, Sexton, Sherwood, Smith of Butte, Smith of El Dorado, Stewart, Tilden, Ward, Wilcox, Wilson, and Mr. Speaker—44.

Mr. Brown of Contra Costa offered the following amendment to sec-

tion one of the bill: Add at the end of said section, "by and under the direction of the Swamp Land Commissioners."

Adopted, and the bill ordered engrossed.

Mr. Eagar offered the following resolution :

Resolved, That the Honorable G. A. Johnson, member of the Assembly from San Diego County, be and is entitled to the per diem and mileage as a member from the beginning of the session, and the Controller is hereby instructed to draw his warrant on the Treasurer for full pay and mileage.

Adopted.

Mr. Eagar also offered the following resolution :

Resolved, That the Honorable G. A. Johnson be and he is entitled to draw from the Sergeant-at-Arms the amount of postage and envelopes allowed other members of this House, and the Sergeant-at-Arms is directed to deliver the same to Mr. Johnson, and charge the same to the Contingent Fund of the Assembly.

Adopted.

Mr. Corey, Chairman of the Committee on Enrolment, made the following report :

MR. SPEAKER:—The Committee on Enrolment have examined, and found correctly enrolled, Assembly bill No. 96, an Act to amend an Act entitled an Act to authorize the incorporation of canal companies and the construction of canals, approved May fourteenth, eighteen hundred and sixty-two ;

Also, Assembly bill No. 165, an Act to change the name of George Heffren to George H. Lewis, and also to change the name of James Heffren to that of James H. Hamell ;

Also, Assembly bill No. 167, an Act authorizing the Board of Supervisors of Lassen County to levy taxes for county purposes ;

And on this, the thirty-first day of January, eighteen hundred and sixty-six, presented the same to the Governor for his approval.

Also, they have examined, and found correctly enrolled, Assembly concurrent resolution No. 38, instructing our Senators and Representatives in Congress to procure the establishment of a weekly mail from Susanville, Lassen County, to Fort Bidwell, Siskiyou County, via Eagle Creek, Surprise Valley, Milk Ranch, and Willow Creek, and the establishment of Post Offices on the route ;

And on this, the thirty-first day of January, eighteen hundred and sixty-six, deposited the same in the office of the Secretary of State.

COREY, Chairman.

At three o'clock and ten minutes P. M., on motion of Mr. Eagar, the House adjourned.

IN ASSEMBLY.

HOUSE OF ASSEMBLY,
Thursday, February 1st, 1866. }

House met pursuant to adjournment.

Speaker in the Chair.

Roll called.

Quorum present.

Prayer by the Chaplain.

Messrs. Peterson, and Brown of Amador, had indefinite leave of absence.

Journal of yesterday read and approved.

Mr. Brown of Contra Costa, Chairman of the Judiciary Committee, made the following report :

MR. SPEAKER:—The Judiciary Committee, to whom was referred Assembly bill No. 236, an Act to provide for the better protection of the petroleum mining interests of this State, have had the same under consideration, and respectfully report the bill back, with a substitute, and recommend the passage of the substitute ;

Also, Assembly bill No. 225, an Act to amend an Act entitled an Act to regulate proceedings in criminal cases, passed May first, eighteen hundred and fifty-one, and report the same back, with amendments, and recommend the passage thereof as amended ;

Also, Assembly bill No. 202, an Act to legalize the sale of certain real estate made by the California Bible Society in the City and County of San Francisco, report the bill back, and recommend its passage ;

Also, Senate bill No. 128, an Act relating to the seal of the Supreme Court, and recommend its passage.

BROWN, Chairman.

Mr. Reed, Chairman of the Committee on Agriculture, made the following report :

MR. SPEAKER:—The Committee on Agriculture, to whom was referred substitute for Assembly bill No. 55, an Act amendatory of and supplementary to an Act entitled an Act for the protection of game, approved May thirteenth, eighteen hundred and fifty-four, and April seventeenth, eighteen hundred and sixty-one, have had the same under consideration, and report the same back, with an amendment to section one, and respectfully ask the passage of the substitute as amended.

REED, Chairman.

Mr. Smith of El Dorado, Chairman of the Committee on Mines and Mining Interests, made the following report :

MR. SPEAKER:—The Committee on Mines and Mining Interests, to whom was referred Assembly bill No. 155, an Act to exempt mining claims from the common law rule of forfeiture, having had the same under consideration, report it back, with amendments, and recommend its passage as amended ;

Also, Assembly bill No. 40, an Act for acquiring and maintaining titles to quartz mining claims, report the same back, with a substitute, and recommend the adoption of the substitute ;

Also, resolutions submitted by the Miners' Convention to the Assembly concerning an Agricultural and Mechanic Arts College, and report in favor of the establishment of a State institution devoted to the agricultural and mining interests, at the earliest practicable time, and recommend that said resolutions be referred to the Special Committee on Agricultural and Mechanic Arts College.

SMITH, Chairman.

Mr. Wilcox made the following report :

Mr. SPEAKER :—The joint committee to whom was referred the petition of the mechanics and workingmen, and also Assembly bill No. 189, relating to the hours that shall constitute a legal day's labor, have examined the matter, and report as follows: The petition contains several reasons for granting the request, and emanating as it does from a large body of intelligent citizens who are presumed to know their best interests, your committee do not feel disposed even to attempt to controvert them. As an evidence of the earnestness of the petitioners, it may be cited that the document has been submitted to large assemblages of citizens directly interested in the subject, in the cities of San Francisco, Sacramento, and Marysville, its merits freely canvassed, and after careful deliberation, adopted as an expression of their respective wishes. In the public press, also, the matter has been extensively discussed, and your committee are not made aware of a single public journal that has opposed the measure, nor indeed has opposition raised its head from any quarter. A similar agitation of the same matter has produced like results in the Atlantic States, and it is urged by the petitioners that the passage of this Act will not only aid the workingmen of this State, but will be of advantage to those now struggling for like purposes elsewhere. Under these circumstances, your committee beg leave to report the bill back amended, and recommend its passage as amended.

WILCOX,
EAGAR,
HAWKINS,
HANSBROW,
BATCHELDER,

House Committee.

EVANS,
SHAW,
BELDEN,

Senate Committee.

Mr. Meredith, Chairman of the Committee on Mileage, made the following report :

Mr. SPEAKER :—The Committee on Mileage beg leave to report that George A. Johnson, of San Diego County, is entitled to mileage for one thousand eight hundred and eighty miles, amounting to three hundred and seventy-six dollars, and recommend the adoption of the following resolution :

Resolved, That the Controller of State be ordered to pay George A. Johnson three hundred and seventy-six dollars as mileage out of the funds of the Assembly usually appropriated for such purposes.

MEREDITH, Chairman.

The resolution above reported was adopted.

MESSAGE FROM THE GOVERNOR.

The following message was received from the Governor:

STATE OF CALIFORNIA, EXECUTIVE DEPARTMENT, }
Sacramento, January 31st, 1866.

To the Assembly of the State of California:

I have to inform your honorable body that I have, this day, approved Assembly bill No 45, an Act concerning the powers of the Board of Trustees of the City of Sacramento;

Also, Assembly bill No. 61, an Act supplemental to an Act entitled an Act to fund the debt of the County of Sonoma, and to provide for the payment of the same, approved March twentieth, eighteen hundred and sixty;

Also, Assembly bill No. 128, an Act to repeal an Act entitled an Act to authorize the Board of Supervisors of Humboldt County to annul certain bonds;

Also, Assembly bill No. 147, an Act to repeal an Act entitled an Act concerning officers of the County of Los Angeles, approved March twenty-third, eighteen hundred and sixty-one.

FRED'K F. LOW,
Governor.

MOTIONS AND RESOLUTIONS.

Mr. Sherwood offered a concurrent resolution relating to a direct daily mail between Virginia City, Nevada, and Marysville, California.

Read first and second times, and ordered on file.

Mr. Tilden offered the following resolution:

Resolved, That Mr. Wilkinson, Principal of the Deaf, Dumb, and Blind Asylum, be and is hereby invited to deliver an address in the Assembly Chamber, some evening, at his convenience, upon the system of education adopted by him, and illustrated by exercises on the part of the pupils of the institution.

Adopted.

Mr. Lemon offered a concurrent resolution relating to a semi-weekly mail route from Suisun City to Lower Lake, in Lake County.

Read first and second times, rules suspended, read third time, and adopted.

On motion of Mr. Brown of Contra Costa, Senate bill No. 128, an Act relating to the seal of the Supreme Court, was taken up, read third time, and passed.

Mr. Huestis offered a concurrent resolution relating to the establishment of a port of entry at Humboldt Bay.

Referred to the Committee on Federal Relations.

Mr. Taylor offered a concurrent resolution relating to the establishment of a tri-weekly mail route from Latrobe, via Drytown and Fiddletown, to Fairplay and Indian Diggings.

Referred to the Committee on Federal Relations.

INTRODUCTION OF BILLS.

Bills were introduced as follows:

By Mr. Hansbrow, for an Act concerning taxes and licenses, and the collection thereof within the County of Sacramento.

Read first and second times, and referred to the Sacramento delegation.

By Mr. Sexton, for an Act to establish the county seat of Lake County.

Read first and second times, and referred to the Committee on Counties and County Boundaries, together with a petition from citizens of Lake County to fix the county seat of said county.

By Mr. Maholmb, for an Act amending the Act of April twenty-seventh, eighteen hundred and sixty-three, entitled an Act concerning grand and trial jurors.

Read first and second times, and referred to the Judiciary Committee.

By Mr. Olds, for an Act to grant and convey certain lands in the City and County of San Francisco to the Mechanics' Homestead Association.

Read first and second times.

Mr. Olds moved to refer to the Committee on Swamp and Overflowed Lands.

The House refused.

On motion of Mr. Reed, the bill was referred to a special committee, as follows: The Chairmen of the Committees on Commerce and Navigation, on Swamp and Overflowed Lands, on Public Lands, and on Judiciary.

By Mr. Anthony, for an Act to amend an Act entitled an Act amendatory of and supplementary to an Act for the preservation of trout, approved March twenty-seventh, eighteen hundred and sixty-two.

Read first and second times, and ordered on file.

By Mr. McClelland, for an Act to change the name of William Jones.

Read first and second times, rules suspended, considered engrossed, read third time, and passed.

The hour of twelve o'clock M. having arrived, the House took up memorial to Congress and concurrent resolution relating to granting United States bonds in lieu of certain lands to the Central Pacific Railroad Company (the special order of the day.)

The amendment reported by the committee was adopted.

Mr. Dornin offered the following amendment: Amend line thirty-seven, after the word "California," by inserting "which, after due survey and segregation, may be determined to be liable to conveyance to said company."

Adopted.

Mr. Downing moved to make the memorial the special order for this day two weeks at twelve o'clock M.

The hour of one o'clock P. M. having arrived, the House took its usual recess.

HOUSE RE-ASSEMBLED.

At two o'clock P. M., the House re-assembled.

Speaker pro tem in the Chair.

Roll called.

Quorum present.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

SENATE CHAMBER,
February 1st, 1866. }

MR. SPEAKER :—The Senate, this day, passed Senate bill No. 34, an Act

to amend an Act entitled an Act to divide the County of Placer into Supervisor and Revenue Districts, to provide for the election of Supervisors, Assessors, and Tax Collectors therein, and other matters connected therewith, approved April first, eighteen hundred and sixty-four, notwithstanding the objections of the Governor.

CHAS. W. GORDON,
Assistant Secretary.

On motion of Mr. Yule, the above message was made the special order for to-morrow at two o'clock P. M.

On motion of Mr. Eagar, Assembly bill No. 189, an Act amendatory of an Act entitled an Act to limit the hours of labor, approved May seventeenth, eighteen hundred and fifty-three, was ordered on top of file for to-morrow.

On motion of Mr. Eagar, the special committee on investigation of the Yosemite explosion had leave of absence for the rest of the day.

On Mr. Downing's motion to postpone for two weeks, Messrs Long, Brown of Tulare, and Hoag, demanded the ayes and noes, and the House so ordered, by the following vote :

AYES—Messrs. Bosquit, Braly, Brown of Tulare, Bugbee, Campbell, Chamberlain, Chappell, Coghlan, Dorr, Downing, Dutton, Dwyer, Hearst, Hoag, Hogle, Holden, Hollister, Huestis, Hunt of Santa Clara, Leech, Lemon, Mace, Maholmb, McClelland, Pattison, Perrin, Sawyer, Singleton, Smith of Butte, Smith of El Dorado, Steele, Stewart, Taylor, Tilden, and Wilson—35.

NOES—Messrs. Anthony, Ayer, Batchelder, Bledsoe, Collier, Corey, Dornin, Goodall, Goodwin, Greene, Hamlin, Hatch, Hill, Hopper, Howard, Ireland, Lee, Long, Luttrell, Meredith, Murch, Olds, Parrish, Satterwhite, Sherwood, and Mr. Speaker—26.

Mr. Sawyer offered the following resolution :

Resolved, That a committee of three be appointed by this House to confer with the Pacific Railroad Company in relation to the memorial now before this body.

On which, Messrs. Hopper, Long, and Singleton, demanded the ayes and noes, and the resolution was adopted, by the following vote :

AYES—Messrs. Anthony, Braly, Brown of Tulare, Bugbee, Campbell, Chamberlain, Chappell, Coghlan, Dorr, Downing, Dutton, Dwyer, Hamlin, Hatch, Hearst, Hoag, Hogle, Holden, Huestis, Hunt of Santa Clara, Lee, Lemon, Mace, McClelland, Olds, Perrin, Sawyer, Sexton, Smith of Butte, Smith of El Dorado, Steele, Stewart, Taylor, and Wilson—34.

NOES—Messrs. Ayer, Batchelder, Bledsoe, Bosquit, Collier, Corey, Dornin, Goodall, Greene, Hill, Hollister, Hopper, Howard, Ireland, Leech, Long, Luttrell, Maholmb, Meredith, Murch, Parrish, Pattison, Satterwhite, Sherwood, Singleton, Tilden, Ward, Zuck, and Mr. Speaker—29.

GENERAL FILE.

Assembly bill No. 158, an Act to amend an Act entitled an Act concerning public ferries and toll bridges, approved April eighteenth, eighteen hundred and fifty-five—read third time, and passed.

Assembly bill No. 227, an Act to change the name of Harry Thompson to John Jacob Holz—read third time, and passed.

Assembly bill No. 172, an Act to regulate fees in office in the County of Siskiyou—ordered the second on file for to-morrow.

Senate bill No. 86, an Act to amend an Act approved March third, eighteen hundred and sixty-four, entitled an Act to amend an Act entitled an Act to prohibit the carrying of concealed weapons, approved April twenty-seventh, eighteen hundred and sixty-three—amendment adopted, read third time, and passed.

Assembly bill No. 241, an Act amendatory of an Act entitled an Act providing for the time of holding the several Courts of record in this State, approved April twenty-seventh, eighteen hundred and sixty-three—referred to the delegation from the Third Judicial District.

Assembly bill No. 217, an Act to authorize William Codington, Jonathan Clarke, Casper S. Ricks, T. D. Felt, and W. B. Dohyans, of Humboldt County, and Benjamin Burns, Hiram Willets, and William Heizer, of Mendocino County, together with those whom they may associate with them, to construct a turnpike road from the present settlement on Eel River, in Humboldt County, to Long Valley, in Mendocino County, and to charge and collect toll thereon—amendment adopted, rules suspended, considered engrossed, read third time, and passed.

Assembly bill No. 213, an Act to authorize the County Auditor of Fresno County to issue bonds to pay for constructing and furnishing a County Jail and Court-House—rules suspended, considered engrossed, read third time, and passed.

Assembly bill No. 190, an Act to give mileage to grand and trial jurors in the County of Santa Clara—amendment adopted, and ordered engrossed.

Substitute for Assembly bill No. 77, an Act to provide for the prevention of conflagrations and the protection of property saved from fire in the City and County of San Francisco—substitute adopted, amendments to sections eleven and twelve adopted, and ordered engrossed.

Senate concurrent resolution No. 12, relative to the right of States of the Union to dissolve their connection therewith.

Mr. Sherwood moved to indefinitely postpone.

Mr. Coghlan moved to make special order for Monday week.

At two o'clock and fifty-five minutes p. m., Mr. Hopper moved to adjourn.

Upon which, Messrs. Bugbee, Satterwhite, and Sherwood, demanded the ayes and noes, and the House refused, by the following vote :

AYES—Messrs. Ayer, Bosquit, Braly, Campbell, Coghlan, Dwyer, Hawkins, Hearst, Hill, Hoag, Hopper, Howard, Hunt of Santa Clara, Lee, Long, Pattison, Sawyer, Sexton, Smith of Butte, Smith of El Dorado, Taylor, and Zuck—22.

NOES—Messrs. Anthony, Batehelder, Bledsoe, Brown of Tulare, Bugbee, Chamberlain, Chappell, Collier, Corey, Dorr, Dornin, Downing, Dutton, Goodall, Greene, Hamlin, Hatch, Hollister, Huestis, Ireland, Lemon, Maholmb, McClelland, Meredith, Murch, Olds, Parrish, Satterwhite, Sherwood, Steele, Stewart, Wilson, and Mr. Speaker—33.

Mr. Dornin moved to lay on the table.

Upon which, the ayes and noes were demanded, by Messrs. Holden, Coghlan, and Dornin, and the House refused, by the following vote :

AYES—Messrs. Anthony, Bosquit, Braly, Campbell, Dorr, Dornin, Dutton, Hatch, Hill, Hoag, Hopper, Ireland, Lee, Lemon, Pattison, Sexton, Smith of El Dorado, and Zuck—18.

NOES—Messrs. Ayer, Batchelder, Bledsoe, Brown of Tulare, Bugbee, Chamberlain, Chappell, Coghlan, Collier, Corey, Downing, Dwyer, Goodall, Greene, Hamlin, Hawkins, Hearst, Holden, Howard, Huestis, Hunt of Santa Clara, Leech, Long, McClelland, Meredith, Murch, Olds, Parrish, Sawyer, Satterwhite, Sherwood, Singleton, Smith of Butte, Steele, Stewart, Taylor, Wilson, and Mr. Speaker—38.

Messrs. Goodall, Chappell, and Taylor, demanded the previous question. Sustained.

The motion of Mr. Coghlan to make the resolution the special order for Monday week, was lost.

On the motion of Mr. Sherwood to indefinitely postpone, Messrs. Long, Brown of Tulare, and Bledsoe, demanded the ayes and noes, and the House refused, by the following vote:

AYES—Messrs. Anthony, Batchelder, Bosquit, Bugbee, Campbell, Chappell, Collier, Corey, Dorr, Goodall, Hatch, Hollister, Hopper, Howard, Huestis, Hunt of Santa Clara, Ireland, Lemon, Lupton, Maholmb, McClelland, Meredith, Olds, Perrin, Satterwhite, Sherwood, Smith of Butte, and Stewart—28

NOES—Messrs. Ayer, Bledsoe, Braly, Brown of Tulare, Chamberlain, Coghlan, Dornin, Downing, Dwyer, Greene, Hamlin, Hawkins, Hearst, Hill, Hoag, Holden, Leech, Long, Murch, Parrish, Pattison, Peterson, Sawyer, Sexton, Singleton, Smith of El Dorado, Steele, Taylor, Wilson, and Mr. Speaker—30.

At three o'clock and forty minutes P. M., Mr. Hoag moved to adjourn.

Upon which, Messrs. Yule, Sexton, and Ayer, demanded the ayes and noes, and the House refused, by the following vote:

AYES—Messrs. Ayer, Bledsoe, Bosquit, Braly, Brown of Tulare, Campbell, Chappell, Corey, Dorr, Dwyer, Hawkins, Hearst, Hoag, Holden, Hopper, Howard, Hunt of Santa Clara, Long, Lupton, Maholmb, Parrish, Sawyer, Sexton, Smith of El Dorado, Taylor, Wilson, and Zuck—27.

NOES—Messrs. Anthony, Batchelder, Bugbee, Chamberlain, Coghlan, Collier, Dornin, Downing, Dutton, Goodall, Greene, Hamlin, Hatch, Hollister, Huestis, Ireland, Leech, Lemon, McClelland, Meredith, Murch, Olds, Pattison, Peterson, Satterwhite, Sherwood, Steele, Stewart, and Mr. Speaker—29.

Mr. Sherwood moved a call of the House.

The House refused.

At four o'clock P. M., Mr. Holden moved to adjourn.

On which, Messrs. Holden, Long, and Peterson, demanded the ayes and noes, and the House refused, by the following vote:

AYES—Messrs. Bledsoe, Bosquit, Braly, Brown of Tulare, Campbell, Chappell, Dwyer, Hawkins, Hearst, Hill, Hoag, Holden, Hopper, Lemon, Long, Maholmb, McClelland, Parrish, Sawyer, Sherwood, Smith of El Dorado, Taylor, Wilson, and Zuck—24.

NOES—Messrs. Anthony, Batchelder, Bugbee, Chamberlain, Collier, Corey, Dorr, Dornin, Downing, Dutton, Goodall, Greene, Hamlin, Hatch, Hollister, Howard, Huestis, Hunt of Santa Clara, Ireland, Leech, Meredith, Murch, Olds, Pattison, Peterson, Satterwhite, Sexton, Smith of Butte, Steele, Stewart, and Mr. Speaker—31.

Mr. Holden moved a call of the House.

On which, Messrs. Holden, Brown of Tulare, and Satterwhite, demanded the ayes and noes, and the House refused, by the following vote :

AYES—Messrs. Anthony, Ayer, Batchelder, Bosquit, Braly, Brown of Tulare, Bugbee, Chamberlain, Collier, Dornin, Hawkins, Hill, Holden, Hopper, Huestis, Ireland, Leech, Long, Lupton, McClelland, Meredith, Satterwhite, Stewart, Tilden, and Mr. Speaker—25.

NOES—Messrs. Bledsoe, Campbell, Chappell, Corey, Dorr, Downing, Dutton, Dwyer, Goodall, Greene, Hamlin, Hatch, Hoag, Hollister, Howard, Hunt of Santa Clara, Lemon, Maholmb, Murch, Olds, Parrish, Pattison, Peterson, Reed, Sawyer, Sexton, Sherwood, Smith of Butte, Smith of El Dorado, Steele, Taylor, Wilson, and Zuck—33.

At four o'clock and five minutes P. M., Mr. Holden moved to adjourn.

Ruled out of order, (Mr. Perrin in the Chair.)

Mr. Holden appealed.

On which, Messrs. Holden, Brown of Tulare, and Chappell, demanded the ayes and noes, and the decision of the Chair was sustained, by the following vote :

AYES—Messrs. Anthony, Batchelder, Campbell, Chamberlain, Collier, Corey, Dorr, Dornin, Dutton, Dwyer, Goodall, Greene, Hamlin, Hatch, Hill, Hollister, Howard, Hunt of Santa Clara, Ireland, Leech, Lemon, Meredith, Murch, Olds, Pattison, Peterson, Sexton, Singleton, Steele, Stewart, Taylor, Tilden, Wilson, and Mr. Speaker—34.

NOES—Messrs. Braly, Brown of Tulare, Chappell, Downing, Hawkins, Hearst, Hoag, Holden, Hopper, Long, Maholmb, McClelland, Satterwhite, Sherwood, and Zuck—15.

The House adopted the substitute proposed by the Committee on Federal Relations, for Mr. Holden's amendment.

Upon the adoption of Senate concurrent resolution No. 12, as amended, Messrs. Chamberlain, Meredith, and Ayer, demanded the ayes and noes, and the resolution was adopted, by the following vote :

AYES—Messrs. Anthony, Ayer, Batchelder, Bosquit, Bugbee, Chamberlain, Chappell, Collier, Corey, Dorr, Dornin, Downing, Dutton, Dwyer, Goodall, Greene, Hamlin, Hatch, Hill, Holden, Hollister, Hopper, Howard, Huestis, Hunt of Santa Clara, Ireland, Leech, Lemon, Long, Maholmb, Meredith, Murch, Olds, Pattison, Perrin, Sawyer, Sexton, Sherwood, Singleton, Smith of Butte, Steele, Stewart, Taylor, Tilden, Wilson, Zuck, and Mr. Speaker—47.

NOES—Messrs. Bledsoe, Brown of Tulare, Hearst, McClelland, Parrish, Peterson, and Satterwhite—7.

Mr. Holden gave notice of a motion to reconsider the above vote.

At four o'clock and twenty-five minutes P. M., on motion of Mr. Sawyer, the House adjourned.

IN ASSEMBLY.

HOUSE OF ASSEMBLY,
Friday, February 2d, 1866. }

House met pursuant to adjournment.

Speaker in the Chair.

Roll called.

Quorum present.

Prayer by the Chaplain.

Mr. Luttrell had indefinite leave of absence, and Messrs. Smith of El Dorado and Johnson had leave for one day each.

Journal of yesterday read and approved.

Mr. McClelland presented a petition from citizens of San Francisco for a paid fire department for that city.

Referred to the San Francisco delegation.

REPORTS.

Mr. Brown of Contra Costa, Chairman of the Judiciary Committee, made the following report :

Mr. SPEAKER:—The Judiciary Committee, to whom was referred Assembly bill No. 219, an Act to legalize and confirm a certain contract made between the County of Santa Clara, by the Board of Supervisors thereof and the Western Pacific Railroad Company, bearing date the twenty-eighth day of March, A. D. eighteen hundred and sixty-five, having had the same under consideration, respectfully report the bill back to the Assembly, with amendments, and recommend the passage thereof as amended ;

Also, Senate bill No. 62, an Act for the relief of Charles C. Beard, and report it back, and recommend that it do not pass.

BROWN, Chairman.

Mr. Corey, Chairman of the Committee on Enrolment, made the following report :

Mr. SPEAKER:—The Committee on Enrolment have examined, and found correctly enrolled, Assembly bill No. 88, an Act to amend an Act entitled an Act concerning roads and highways in the County of Butte, approved May sixteenth, eighteen hundred and sixty-one ;

Also, Assembly bill No. 97, an Act to authorize the Masonic Hall Association of the City of San Francisco to increase its capital stock ;

And on Thursday, the first day of February, eighteen hundred and sixty-six, delivered the same to the Governor for his approval.

Also, have examined, and found correctly enrolled, Assembly concurrent resolution No. 36, for a joint committee to investigate and report upon the proposition to change the hours that shall constitute a day's work ;

And on Thursday, the first day of February, eighteen hundred and sixty-six, deposited the same in the office of the Secretary of State.

COREY, Chairman.

Mr. Eagar, Chairman of the Committee on Ways and Means, made the following report :

Mr. SPEAKER:—The Committee on Ways and Means, to whom was referred Assembly bill No. 194, an Act amending an Act to provide revenue for the support of the government of this State, approved May seventeenth, eighteen hundred and sixty-one, have had the same under consideration, report it back, and recommend that it do not pass.

EAGAR, Chairman.

Mr Wilson, Chairman of the Committee on Engrossment, made the following report:

Mr. SPEAKER:—The Committee on Engrossment have examined, and found correctly engrossed, substitute for Assembly bill No. 191, an Act for the relief of the purchasers of swamp and overflowed, salt marsh, and tide lands.

WILSON, Chairman.

Mr Howard, Chairman of the Committee on Public Lands, made the following report:

Mr SPEAKER:—The Committee on Public Lands, to whom was referred Senate concurrent resolution No. 22, having had the same under consideration, report it back, with the recommendation that it pass.

HOWARD, Chairman.

Mr. Bugbee, Chairman of the Committee on Public Buildings, made the following report:

Mr. SPEAKER:—The Committee on Public Buildings, to whom was referred Assembly bill No. 43, an Act to provide for the speedy completion of the Capitol building, report the same back, and recommend its passage.

BUGBEE.
HOLLISTER,
MURCH.

Mr. Hopper made the following report:

Mr. SPEAKER:—The Sacramento delegation, to whom was referred Senate bill No. 90, have had the same under consideration, report it back, and respectfully recommend its passage.

HOPPER, for Delegation.

Mr Taylor, from the Committee on Public Buildings, made the following minority report:

Mr. SPEAKER:—The undersigned, a minority of the Committee on Public Buildings, beg leave to state some of the reasons why they cannot agree with the majority of said committee in recommending the passage of Assembly bill No. 43, an Act to provide for levying an additional tax of ten cents on the one hundred dollars of taxable property in this State for the completion of the State Capitol. The committee are of the opinion that the bill should not pass in its present form, for the reason that the enormous taxation now imposed upon the people for the support of the government of this State and for the government of the United States, is onerous and burdensome to taxpayers; and further, that they believe, in view of the proposed reduction of our State tax of

nineteen cents, for the fiscal years eighteen hundred and sixty-six and eighteen hundred and sixty-seven, it is no reason why so great an increase of taxation for a special purpose should be levied.

In opposing this bill in its present form, we would not be understood as opposing any additional tax for the completion of the State Capitol building, but are in favor of increasing the present half mill tax to one mill, which, we, think, will give ample means, if economically used, to speedily complete the building.

TAYLOR,
GOODALL,
For minority of Committee.

Mr. Taylor also made the following report:

MR. SPEAKER:—The El Dorado delegation, to whom was referred Senate bill No. 148, report the same back, and recommend its passage.

TAYLOR, for Delegation.

Mr. Taylor also made the following report:

MR. SPEAKER:—The El Dorado delegation, to whom was referred Assembly bill No. 234, respectfully beg leave to report the same back as amended, and recommend its passage.

TAYLOR, for Delegation.

Mr. Ireland made the following report:

MR. SPEAKER:—The delegations from the Third Judicial District, to whom was referred Assembly bill No. 241, report the same back, and recommend its passage.

IRELAND, for Delegations.

Mr. Wiggin, from the San Francisco delegation, made the following report:

MR. SPEAKER:—The San Francisco delegation, to whom was referred Assembly bill No. 86, have had the same under consideration, and beg leave to report the same back, with the recommendation that it be indefinitely postponed.

WIGGIN, for Delegation.

Mr. Tilden offered a concurrent resolution relating to the printing of the report of the Trustees and Superintendent of the Reform School.
Adopted.

On motion of Mr. Chappell, the special committee on investigation of the affairs of the State Insane Asylum were exempted from calls of the House until they make their report.

MESSAGES FROM THE SENATE.

The following messages were received from the Senate:

SENATE CHAMBER,
February 1st, 1866 }

MR. SPEAKER:—The Senate, on yesterday, indefinitely postponed Assembly concurrent resolution No. 28, relating to the speedy trial of Jefferson Davis;

Also, concurred in Assembly concurrent resolution No. 41, authorizing the joint committee to investigate charges against the State Controller, and revenue officers of Trinity County, to employ a shorthand reporter;

Also, this day passed, with amendment, Assembly bill No. 78, an Act to authorize the Board of Supervisors of Solano County to levy an additional road tax, and respectfully ask concurrence of the Assembly in the amendment.

CHAS. W. GORDON,
Assistant Secretary.

SENATE CHAMBER,
February 1st, 1866. }

Mr. SPEAKER:—The Senate, this day passed, under suspension of the rules. Senate bill No. 70, an Act to confirm a certain deed of the Public Administrator of the City and County of San Francisco.

CHAS. W. GORDON,
Assistant Secretary.

SENATE CHAMBER,
February 2d, 1866. }

Mr. SPEAKER:—The Senate, on yesterday, passed Assembly bill No. 121, an Act to change the name of Edwin Webster Stewart and Sarah E. Stewart, to Webster Smith and Sarah E. Smith;

Also, passed Assembly bill No. 127, an Act to amend an Act entitled an Act to restrict the herding of sheep, approved May eighteenth, eighteen hundred and sixty-one;

Also, passed Senate bill No. 150, an Act amendatory of the Act to provide for the government of the common schools in the City of Sacramento, passed April twenty-sixth, eighteen hundred and sixty-two, and the Acts amendatory thereof;

Also, passed Assembly bill No. 152, an Act to grant to E. H. Perry and others the right to construct and maintain a turnpike road from a point on the Sonora and Mono Road, near West Walker River, to a point in Antelope Valley, and the right to collect toll for travel thereon;

Also, passed Assembly bill No. 164, an Act to change the name of Lilly Ann Crittenden to Lilly Ann Cutter, with an amendment, and respectfully ask concurrence of Assembly in amendment;

Also, passed Assembly bill No. 171, an Act changing the time for holding the County Court and Probate Court in the County of Marin;

Also, passed Assembly bill No. 173, an Act to provide for the construction of a turnpike road in Mono County;

Also, passed Assembly bill No. 210, an Act to extend the corporate existence of the Weaverville and Shasta Wagon Road Company;

Also, concurred in Assembly concurrent resolution No. 24, relative to private land claims;

Also, concurred in Assembly concurrent resolution No. 39, requesting delegation in Congress to procure the establishment of a daily mail between Benicia and Suisun City;

Also, passed Senate bill No. 42, an Act to amend an Act entitled an Act to amend an Act prescribing rules for the government of the State Library, approved March twenty-first, eighteen hundred and sixty-four;

Also, passed Assembly bill No. 150, an Act authorizing the Board of Supervisors of Sierra County to levy taxes for county purposes, and for the apportionment of the revenue of the county from licenses and poll taxes;

Also, adopted Senate concurrent resolution No. 19, providing for printing four hundred and eighty copies of report of State Reform School;

Also, adopted Senate concurrent resolution No. 27, authorizing the Enrolling Committee of the Senate to correct a clerical error in Senate bill No. 34.

CHAS. W. GORDON,
Assistant Secretary.

CONSIDERATION OF SENATE MESSAGES.

The House concurred in Senate amendment to Assembly bill No. 78, above reported.

Senate bill No. 70, above reported, read first and second times, and referred to the Judiciary Committee.

Senate bill No. 150, above reported, read first and second times, and referred to the Committee on Education.

The House concurred in Senate amendment to Assembly bill No. 164, above reported.

Senate bill No. 42, above reported, read first and second times, and referred to the Committee on State Library.

The House concurred in Senate concurrent resolution No. 19, above reported.

The House concurred in Senate concurrent resolution No. 27, above reported.

NOTICES OF BILLS.

Notices of the introduction of bills were given as follows:

By Mr. Hopper, for an Act to regulate insurance companies within this State.

By Mr. Sawyer, for an Act to confer upon duly appointed night watchmen, in towns unincorporated, the privileges and powers exercised by policemen and Sheriff's deputies in cities, for the suppression of crimes and attempts thereat.

INTRODUCTION OF BILLS.

Bills were introduced as follows:

By Mr. Coghlan, for an Act to provide for a Chaplain and Physician for the State Prison of the State of California.

Read first and second times, and referred to the Committee on State Prison, and the usual number ordered printed.

By Mr. Wiggin, for an Act to provide for a railroad within the City and County of San Francisco.

Read first and second times, and referred to the San Francisco delegation.

By Mr. Clayton, for an Act to ratify and confirm certain ordinances and resolutions of the Board of Supervisors of the City and County of San Francisco.

Read first and second times, and referred to the San Francisco delegation.

By Mr. Anthony, for an Act to allow Isaac E. Davis, Henry Cowell, and their associates or assigns, to construct and maintain a toll road in the County of Santa Cruz.

Read first and second times, and referred to the Committee on Roads and Highways, and the usual number ordered printed.

Also, for an Act amendatory of and supplementary to an Act entitled

an Act for the preservation of seals or sea lions at and near the entrance to the Harbor of San Francisco, approved April eighteenth, eighteen hundred and sixty-three.

Read first and second times, and ordered on file.

By Mr. Hopper, for an Act to amend an Act entitled an Act providing for the government of the County of Sacramento, approved April twenty-fifth, eighteen hundred and sixty-three.

Read first and second times, and referred to the Sacramento delegation.

By Mr. Hollister, for an Act to amend the Act of April eleventh, eighteen hundred and sixty-two, entitled an Act supplemental to an Act entitled an Act to provide for the reclamation and segregation of swamp and overflowed, and salt marsh, and tide lands donated to the State of California by Act of Congress approved May thirteenth, eighteen hundred and sixty-one.

Read first and second times, and referred to the Committee on Swamp and Overflowed Lands.

By Mr. Chamberlain, for an Act prescribing rules for the government of the State Library, and providing for the election of a State Librarian.

Read first and second times, and referred to the Committee on State Library.

By Mr. Sawyer, for an Act to authorize the sale and disposal of property in certain cases by married women, and to limit their liability upon their covenants.

Read first and second times, and referred to the Judiciary Committee.

By Mr. Sexton, for an Act to amend an Act entitled an Act to authorize the incorporation of canal companies and the construction of canals, approved May fourteenth, eighteen hundred and sixty-two.

Read first and second times, and referred to the Committee on Corporations.

By Mr. Wiggin, for an Act to prohibit and prevent gambling.

Read first and second times, and referred to the Committee on Public Morals.

By Mr. Parrish, for an Act for the relief of the Society of Sisters of Charity of California.

Read first and second times, and referred to the Committee on Ways and Means.

By Mr. Hopper, for an Act to change the name of Lucy Ada Ladd.

Read first and second times, and referred to the Judiciary Committee.

Also, for an Act making an appropriation for the payment of the claim of John K. Hammond for money advanced in behalf of the State.

Read first and second times, and referred to the Committee on Claims.

On motion of Mr. Eagar, the rules were suspended, and Assembly bill No. 241, an Act amendatory of an Act entitled an Act providing for the time of holding the several Courts of record in this State, approved April twenty-seventh, eighteen hundred and sixty-three, was taken up, the title amended, considered engrossed, read third time, and passed.

GENERAL FILE.

Assembly bill No. 189, an Act amendatory of an Act to limit the hours of labor, approved May seventeenth, eighteen hundred and fifty-three

Mr. Hogle offered the following amendment: "This Act to apply to incorporated cities only "

The hour having arrived for the consideration of the special order of

the day, it was, on motion of Mr. Eagar, postponed until after the disposition of Assembly bill No. 189.

On the adoption of the amendment offered by Mr. Hogle, Messrs. Batchelder, Hopper, and Hansbrow, demanded the ayes and noes, and the House refused, by the following vote:

AYES—Messrs. Corey, Hamlin, and Hogle—3.

NOES—Messrs. Anthony, Ayer, Batchelder, Bledsoe, Bosquit, Bowman, Braly, Brown of Tulare, Bugbee, Campbell, Chamberlain, Chappell, Chase, Collier, Dorr, Dornin, Downing, Dutton, Dwyer, Eagar, Goodall, Goodwin, Greene, Hansbrow, Hatch, Hawkins, Hearst, Hill, Hoag, Holden, Hopper, Howard, Huestis, Hunt of Sacramento, Hunt of Santa Clara, Ireland, Kidder, Lee, Leech, Lemon, Long, Lupton, McClelland, Meredith, Murch, Olds, Parrish, Pattison, Perrin, Peterson, Reed, Sawyer, Sexton, Sherwood, Singleton, Smith of Butte, Smith of El Dorado, Steele, Stewart, Taylor, Tilden, Wiggin, Wilcox, and Zuck—64.

The amendment reported by the committee was adopted.

Mr. Sawyer offered the following amendment to section one, by adding the words: "That all contracts between employers and employes shall be paid in gold and silver coin, unless otherwise provided for by a written stipulation."

Mr. Eagar rose to a point of order, that it was not in order to entertain the amendment.

Sustained.

Mr. Holden appealed, (Mr. Sherwood in the Chair.)

The decision of the Chair was sustained.

Messrs. Eagar, Hopper, and Wilcox, demanded the previous question. Sustained.

On motion of Mr. Eagar, the rules were suspended, the bill considered engrossed, and read third time.

On the passage of the bill, Messrs. Dorr, Wiggin, and Campbell, demanded the ayes and noes, and the bill passed, by the following vote:

AYES—Messrs. Anthony, Ayer, Batchelder, Bledsoe, Bosquit, Bowman, Braly, Brown of Contra Costa, Brown of Tulare, Bugbee, Campbell, Chamberlain, Chappell, Chase, Clayton, Collier, Dorr, Dornin, Downing, Dutton, Dwyer, Eagar, Goodall, Goodwin, Greene, Hansbrow, Hatch, Hawkins, Hill, Hoag, Holden, Hopper, Howard, Huestis, Hunt of Sacramento, Hunt of Santa Clara, Kidder, Lee, Leech, Lemon, Long, Lupton, McClelland, Meredith, Murch, Olds, Parrish, Pattison, Perrin, Peterson, Sawyer, Sexton, Sherwood, Singleton, Smith of Butte, Smith of El Dorado, Steele, Stewart, Taylor, Tilden, Wiggin, Wilcox, Wilson, and Zuck—64.

NOES—Messrs. Corey, Hamlin, Hogle, Hollister, Ireland, and Mace—6.

Assembly bill No. 146, an Act making appropriations for deficiencies in the appropriations made for the fifteenth, sixteenth, and seventeenth fiscal years, ending the thirtieth day of June, eighteen hundred and sixty-six, (the special order,) was then taken up, and on motion of Mr. Eagar, was considered in Committee of the Whole.

IN ASSEMBLY.

At one o'clock P. M., the committee rose.
The House took its usual recess.

HOUSE RE-ASSEMBLED.

At two o'clock P. M., the House re-assembled.
Speaker in the Chair.

The House then took up the special order of the hour, the Governor's veto message and accompanying Senate message relating to Senate bill No. 43, an Act to amend an Act entitled an Act to divide the County of Placer into Supervisor and Revenue Districts, to provide for the election of Supervisors, Assessors, and Tax Collectors therein, and other matters connected therewith, approved April first, eighteen hundred and sixty-four.

Mr. Sherwood, Chairman of the Committee on Expenditures and Accounts, had leave to make the following report:

MR. SPEAKER:—The Committee on Expenditures and Accounts having examined and found correct the following accounts, beg leave to report the same, and recommend the adoption of the accompanying resolution:

To whom due.	Amounts.
E. W. Whitney, for Weekly Appeal for session.....	\$75 00
E. W. Whitney, for Daily Appeal to February 1st.....	36 00
R. Stuart, for Daily Alta to January 31st.....	27 00
R. Stuart, for Daily Flag to January 31st.....	24 75
Monitor Office, for Monitor for session.....	45 00
R. M. Folger, for Alpine Chronicle for session.....	9 00
J. A. Barney, for Marin Journal for session.....	18 00
C. Rave, for locks, etc.....	25 00
John Breuner & Co., for furniture.....	172 00
A. T. Nelson, for mail bag.....	8 00
B. F. Connelly, for stoves, etc.....	27 75
J. W. Robertson, for Merced Herald for session.....	24 00
C. S. Wells & Co., for Daily National for session.....	45 00
D. W. Gelwicks, for Mountain Democrat for session.....	51 00
Antonio Mancillas, for La Voz de Mejico for session.....	18 00

Resolved, That the Controller of State be and he is hereby required and directed to draw his warrants upon the Contingent Fund of the Assembly in favor of the following named persons:

In favor of E. W. Whitney, for one hundred and eleven dollars;
In favor of R. Stuart, for fifty-one dollars and seventy-five cents;
In favor of Monitor Office, for forty-five dollars;
In favor of R. M. Folger, for nine dollars;
In favor of J. A. Barney, for eighteen dollars;
In favor of C. Rave, for twenty-five dollars;

In favor of J. A. Breuner & Co., for one-hundred and seventy-two dollars;

In favor of A. T. Nelson, for eight dollars;

In favor of B. F. Connelly, for twenty-seven dollars and seventy-five cents;

In favor of J. W. Robertson, for twenty-four dollars;

In favor of C. S. Wells & Co., for forty-five dollars;

In favor of D. W. Gelwicks, for fifty-one dollars;

In favor of Antonio Mancillas, for eighteen dollars.

SHERWOOD, Chairman.

The resolution above reported was adopted.

The question being, "Shall the bill pass notwithstanding the objections of the Governor?" the roll was called, and the bill passed, by the following vote:

AYES—Messrs. Anthony, Ayer, Batchelder, Bledsoe, Bosquit, Braly, Brown of Contra Costa, Brown of Tulare, Bugbee, Campbell, Chamberlain, Chappell, Chase, Clayton, Collier, Corey, Dorr, Dornin, Downing, Dutton, Dwyer, Eagar, Goodall, Goodwin, Greene, Hamlin, Hansbrow, Hatch, Hoag, Hogle, Holden, Hollister, Huestis, Hunt of Sacramento, Ireland, Lee, Leech, Lemon, Mace, Maholmb, McClelland, Meredith, Murch, Olds, Parrish, Pattison, Peterson, Satterwhite, Sexton, Sherwood, Singleton, Smith of Butte, Smith of El Dorado, Steele, Stewart, Taylor, Tilden, Ward, Wilcox, and Mr. Speaker—60.

NOES—None.

MESSAGE FROM THE SENATE.

On motion of Mr. Lee, the following message from the Senate was taken up:

SENATE CHAMBER,
February 2d, 1866. }

MR. SPEAKER:—The Senate, this day passed, under a suspension of the rules, Senate bill No. 173, an Act to authorize the Board of Supervisors of the County of Amador to levy an additional tax for county expenditures in said county;

Also, passed Assembly bill No. 154, an Act to provide for the collection of delinquent taxes in the City of Stockton.

CHAS. W. GORDON,
Assistant Secretary.

Senate bill No. 173, above reported, read first and second times, rules suspended, read third time, and passed.

On motion of Mr. Eagar, the House took up Assembly bill No. 146, an Act making appropriations for deficiencies in the appropriations made for the fifteenth, sixteenth, and seventeenth fiscal years, ending the thirtieth day of June, eighteen hundred and sixty-six.

On motion of Mr. Eagar, the House went into Committee of the Whole to consider the above bill.

IN ASSEMBLY.

The committee rose, and reported amendments to section one of the

bill, and recommended its passage as amended, whereupon the amendments were adopted, and the bill ordered engrossed.

Mr. Sherwood moved to reconsider the vote by which Senate concurrent resolution No. 12, relative to the right of States of the Union to dissolve their connection therewith, was adopted as amended.

On which, Messrs. Sherwood, Meredith, and Hunt of Santa Clara, demanded the ayes and noes.

On motion of Mr. Chamberlain, a call of the House was ordered.

Messrs. Chase, Hearst, Lupton, and Ward, were absent without leave.

Mr. Hopper moved that further proceedings under the call be dispensed with.

The House refused.

Messrs. Chase and Hearst appeared at the bar of the House, and were excused.

Further proceedings under the call were dispensed with.

Messrs. Zuck, Corey, and Collier, demanded the previous question.

Sustained.

The House refused to reconsider, by the following vote:

AYES—Messrs. Goodwin, Hearst, and Parrish—3.

NOES—Messrs. Anthony, Ayer, Batchelder, Bosquit, Bowman, Braly, Brown of Contra Costa, Brown of Tulare, Bugbee, Campbell, Chamberlain, Chappell, Chase, Clayton, Collier, Corey, Dornin, Downing, Dutton, Dwyer, Eggar, Goodall, Greene, Hamlin, Hansbrow, Hatch, Hill, Hoag, Hogle, Holden, Hollister, Hopper, Howard, Huestis, Hunt of Santa Clara, Ireland, Lee, Leech, Lemon, Maholmb, McClelland, Meredith, Murch, Olds, Pattison, Perrin, Peterson, Reed, Sawyer, Satterwhite, Sexton, Sherwood, Singleton, Smith of Butte, Smith of El Dorado, Steele, Stewart, Taylor, Tilden, Wilcox, Wilson, Zuck, and Mr. Speaker—63.

At three o'clock and twenty minutes p. m., Mr. Downing moved to adjourn.

The House refused.

GENERAL FILE RESUMED.

Assembly bill No. 172, an Act to regulate fees in office in the County of Siskiyou—ordered on file for next Friday.

Assembly bill No. 67, an Act for the relief of the purchasers of swamp land within the limits of the Tulare canal grant.

Mr. Zuck moved to indefinitely postpone.

Mr. Downing offered an amendment, to wit: At the end of the second section add:

"Provided, this Act shall apply only to locations made between the eleventh day of April, eighteen hundred and fifty-seven, and April twentieth, eighteen hundred and fifty-eight, and between April tenth, eighteen hundred and sixty-two, and April twenty-fifth, eighteen hundred and sixty-three."

Adopted.

On the motion to indefinitely postpone, Messrs. Brown of Tulare, Holden, and Hawkins, demanded the ayes and noes, and the House refused, by the following vote:

AYES—Messrs. Anthony, Bosquit, Brown of Contra Costa, Bugbee,

Campbell, Chamberlain, Clayton, Collier, Corey, Dwyer, Eagar, Goodall, Greene, Hansbrow, Hatch, Hogle, Hunt of Santa Clara, Ireland, Lee, Leech, Lemon, Maholmb, Meredith, Murch, Olds, Pattison, and Zuck—27.

NOES—Messrs. Batchelder, Bledsoe, Bowman, Braly, Brown of Tulare, Chappell, Dorr, Dornin, Downing, Dutton, Goodwin, Hamlin, Hawkins, Hearst, Hill, Hoag, Holden, Howard, Huestis, Mace, McClelland, Parrish, Perrin, Peterson, Sawyer, Satterwhite, Sexton, Sherwood, Singleton, Smith of Butte, Smith of El Dorado, Steele, Stewart, Tilden, Wilcox, and Mr. Speaker—36.

The bill was then ordered engrossed.

By leave, Mr. Sherwood introduced an Act to lay down and maintain a street railroad in the City of Marysville.

Read first and second times, and referred to the Yuba delegation.

At four o'clock and twenty minutes P. M., Mr. Sawyer moved to adjourn

The House refused.

GENERAL FILE RESUMED.

Senate bill No. 26, an Act to amend an Act entitled an Act concerning the office of County Clerk of the City and County of San Francisco, passed May fifteenth, eighteen hundred and sixty-two—read third time, and passed.

Senate bill No. 66, an Act to regulate fees in the City and County of San Francisco—read third time, and passed.

Senate bill No. 127, an Act to change the name of Carlos Moore to James Carlos Edwards—read third time, and passed.

Assembly bill No. 242, an Act to amend an Act entitled an Act to fix the bonds of the Treasurer of the County of Santa Barbara, approved February sixth, eighteen hundred and sixty-four—ordered engrossed.

At four o'clock and twenty-five minutes P. M., Mr. Downing moved to adjourn

The House refused.

Assembly bill No. 243, an Act to fix the time of holding the County Court in Lake County—ordered engrossed

The message of the Governor, vetoing Assembly bill No. 41, an Act to change the name of the Pacific Accumulation Loan Company, and authorize it to purchase certain real estate—referred to the Judiciary Committee.

Assembly bill No. 236, an Act to provide for the better protection of the petroleum mining interests of this State—substitute adopted, and ordered engrossed.

Assembly bill No. 225, an Act to amend an Act entitled an Act to regulate proceedings in criminal cases, passed May first, eighteen hundred and fifty-one—amendment adopted, and ordered engrossed.

Assembly bill No. 202, an Act to legalize the sale of certain real estate made by the California Bible Society in the City and County of San Francisco—ordered engrossed.

Assembly bill No. 55, an Act amendatory of and supplementary to an Act entitled an Act for the protection of game, approved May thirteenth, eighteen hundred and fifty-four, and April seventeenth, eighteen hundred and sixty-one—read third time, and passed

Assembly bill No. 155, an Act to exempt mining claims from the common law rules of forfeiture—made the special order for two weeks from to-day.

Assembly bill No. 40, an Act for acquiring and maintaining title to quartz mining claims—made the special order for two weeks from to-day, and the usual number ordered printed of the substitute.

Assembly concurrent resolution No. 42, instructing our Senators and requesting our Representatives in Congress to procure the establishment of a daily mail between Virginia City, Nevada, and Marysville—adopted.

Assembly bill No. 252, an Act to amend an Act entitled an Act amendatory of and supplementary to an Act for the preservation of trout, approved March twenty-seventh, eighteen hundred and sixty-two—ordered engrossed.

At four o'clock and thirty minutes P. M., on motion of Mr. Lemon, the House adjourned.

IN ASSEMBLY.

HOUSE OF ASSEMBLY,
Saturday, February 3d, 1860. }

House met pursuant to adjournment.

Speaker in the Chair.

Roll called.

Quorum present.

Prayer by the Chaplain.

Mr. Johnson had leave of absence for one day, Mr. Kidder for two days, and Messrs. Cogblan and Reed had indefinite leave.

Mr. Tilden offered the following resolution :

Resolved, That when this House shall adjourn, it adjourns until eleven o'clock A. M. on Tuesday next.

Mr. Chamberlain moved to indefinitely postpone.

Messrs. Chamberlain, Hunt of Santa Clara, and Batchelder, demanded the ayes and noes, and the House refused, by the following vote :

AYES—Messrs. Batchelder, Bledsoe, Brown of Tulare, Chamberlain, Collier, Dornin, Downing, Goodall, Hamlin, Hatch, Holden, Huestis, Hunt of Sacramento, Hunt of Santa Clara, Smith of Butte, Smith of El Dorado, Taylor, and Zuck—18.

NOES—Messrs. Anthony, Ayer, Bosquit, Bowman, Braly, Brown of Contra Costa, Bugbee, Campbell, Chase, Clayton, Dorr, Dutton, Dwyer, Eagar, Goodwin, Hansbrow, Hawkins, Hearst, Hill, Hoag, Hogle, Hollister, Hopper, Ireland, Lee, Leech, Lemon, Lupton, Mace, Maholmb, McClelland, Meredith, Murch, Olds, Parrish, Pattison, Perrin, Peterson, Sawyer, Satterwhite, Sexton, Sherwood, Singleton, Steele, Stewart, Tilden, Ward, Wilcox, Wilson, and Mr. Speaker—50.

The resolution was adopted.

The Speaker announced the following special committee to confer with the Central Pacific Railroad Company with reference to memorial to Congress: Messrs Sawyer, Leech, and Sexton.

Mr. Brown of Contra Costa, Chairman of the Judiciary Committee, made the following report :

Mr. SPEAKER:—The Judiciary Committee, to whom was referred Senate bill No. 70, an Act to confirm a certain deed of the Public Administrator of the City and County of San Francisco, have had the same under consideration, and respectfully report the bill back to the Assembly, and recommend its passage;

Also, Assembly bill No. 266, an Act to change the name of Lucy Ada Ladd, and recommend its passage;

Also, Senate bill No. 102, an Act relative to the office of District Attorney in the several counties of this State, and report it back, with a substitute, the passage of which they recommend.

BROWN, Chairman.

Mr. Wilcox, Chairman of the Committee on Corporations, made the following report:

Mr. SPEAKER:—The Committee on Corporations, to whom was referred Assembly bill No. 263, having had the same under consideration, beg leave to report it back, and recommend its passage.

WILCOX,
DORNIN,
EAGAR,
SAWYER,
CHAPPELL,
DWYER,
HOAG.

Assembly bill No. 263 above reported, an Act to amend an Act entitled an Act to authorize the incorporation of canal companies and the construction of canals, approved May fourteenth, eighteen hundred and sixty-two, was then taken up, the rules suspended, considered engrossed, read third time, and passed.

Mr. Smith of El Dorado, Chairman of the Committee on Mines and Mining Interests, made the following report:

Mr. SPEAKER:—The Committee on Mines and Mining Interests, to whom was referred Assembly bill No. 102, an Act concerning mining partnerships, having had the same under consideration, report it back, with amendments, and recommend the adoption of the amendments.

SMITH, Chairman.

Mr. Wilson, Chairman of the Committee on Engrossment, made the following report:

Mr. SPEAKER:—The Committee on Engrossment have examined, and found correctly engrossed, Assembly bill No. 189, an Act amendatory of an Act entitled an Act to limit the hours of labor, approved May seventeenth, eighteen hundred and fifty-three;

Also, Assembly bill No. 247, an Act authorizing the County Treasurer of the County of Sacramento to pay the warrant of P. J. O'Neal.

WILSON, Chairman.

MESSAGE FROM THE GOVERNOR.

The following message was received from the Governor:

STATE OF CALIFORNIA, EXECUTIVE DEPARTMENT, }
 Sacramento, February 2d, 1866. }

To the Assembly of the State of California:

I herewith transmit to your honorable body, for your information, copies of correspondence by telegraph:

"STATE OF CALIFORNIA, EXECUTIVE DEPARTMENT, }
 "Sacramento, January 27th, 1866. }

"Hon. John Conness,

"Hon. James A. McDougall,

"Hon. William Higby,

"Hon. John Bidwell,

"Hon. D. C. McRuer,

"Washington:

"The Legislature having passed the following preamble and resolutions, I am instructed to send you a copy by telegraph.

(Signed)

"FRED'K F. LOW,
 "Governor."

[Here followed a copy of Senate concurrent resolution No. 16]

"WASHINGTON, January 30th, 1866.

"To F. F. Low, Governor:—Your dispatch just received. There is an error of three hundred and fifty-five thousand (355,000) acres, only forty five thousand (45,000) have been patented. What shall I do?

(Signed)

"JOHN CONNESS."

FRED'K F. LOW,
 Governor.

Mr. Taylor offered the following resolution:

Resolved, That the Sergeant-at-Arms be instructed to have securely fastened to the desk of each member of this House who may desire it, one mucilage bottle, the expenses of the same to be paid from the Contingent Fund of the Assembly.

Adopted.

Mr. Wilson offered the following resolution:

Resolved, That Mr. Tilden be and is hereby added to the committee appointed to investigate the affairs of the State Reform School.

Adopted.

Mr. Brown of Contra Costa had leave of absence for one day.

Mr. Ayer introduced a bill for an Act for an amendment to the Constitution.

Read first and second times, and referred to the Judiciary Committee.

By leave, Mr. Greene presented a petition from citizens of San Joaquin County in reference to the salary of the County Superintendent of Public Schools.

Referred to the San Joaquin delegation.

GENERAL FILE.

Assembly bill No. 191, an Act for the relief of the purchasers of swamp and overflowed, salt marsh, and tide lands.

Mr. Long moved to make the bill the special order for next Saturday. Messrs. Eagar, Bugbee, and Leech, demanded the previous question. Sustained.

The bill was made the special order for next Saturday at twelve o'clock M.

Mr. Eagar gave notice of a motion to reconsider the above vote whereby Assembly bill No. 191 was made the special order for Saturday next.

Mr. Tilden presented the following communication :

MR. SPEAKER :—I hereby tender my resignation as a member of the committee appointed to inquire into certain charges in connection with the office of the State Controller.

TILDEN.

The Speaker appointed Mr. Hansbrow on the above committee, vice Mr. Tilden, resigned.

Mr. Goodwin offered the following resolution :

Resolved, That Assemblyman Sherwood be added to the Committee on State Hospitals, for the purpose of visiting the Asylum at Stockton only.

Adopted.

Mr. Holden moved to suspend the rule relating to the daily recess.

On motion of Mr. Eagar, at twelve o'clock and thirty minutes P. M., the House adjourned.

IN ASSEMBLY.

HOUSE OF ASSEMBLY,
Tuesday, February 6th, 1866. }

House met pursuant to adjournment.

Speaker in the Chair.

Roll called.

Quorum present.

Prayer by the Chaplain.

Journal of Saturday last read and approved.

Mr. Brown of Amador had leave of absence for one day, and Messrs. Huestis and Lemon had indefinite leave.

Mr. Holden presented a petition from citizens of Mendocino County for the grant of a wharf franchise to Mart T. Smith, at Punta Arenas.

Referred to the Committee on Commerce and Navigation.

REPORTS.

Mr. Corey, Chairman of the Committee on Enrolment, made the following report :

MR. SPEAKER :—The Committee on Enrolment have examined, and found correctly enrolled, Assembly bill No. 78, an Act to authorize the Board of Supervisors of Solano County to levy an additional road tax ;

Also, Assembly bill No. 113, an Act to provide for the maintenance of public roads and trails in the County of Sierra ;

And on Saturday, the third day of February, eighteen hundred and sixty-six, delivered the same to the Governor for his approval.

COREY, Chairman.

Mr. Chamberlain, Chairman of the Committee on Federal Relations, made the following report :

MR. SPEAKER :—The Committee on Federal Relations, to whom was referred Assembly resolution No. 44, report the same back, with a substitute, and recommend the passage of the substitute.

CHAMBERLAIN, Chairman.

Mr. Eagar presented a petition from citizens of Alameda County for exemption from the provisions of the Act known as the "No Fence Law."

Referred to the Alameda delegation.

Mr. Dornin gave notice of the introduction of a bill for an Act to amend an Act concerning corporations, passed April twenty-second, eighteen hundred and fifty.

INTRODUCTION OF BILLS.

Bills were introduced as follows :

By Mr. Chamberlain, for an Act supplementary to an Act entitled an Act to provide for the appointment of Notaries Public, and defining their duties.

Read first and second times, and ordered on file.

By Mr. Sherwood, for an Act for the establishment of a State Infirmary.

Read first and second times, referred to the Committee on State Hospitals, and the usual number ordered printed.

By Mr. Satterwhite, for an Act to amend an Act entitled an Act to amend an Act supplementary to an Act to prevent trespassing of animals upon private property, approved May seventeenth, eighteen hundred and sixty-one, approved April twenty-fifth, eighteen hundred and sixty-three.

Read first and second times, and ordered on file.

By Mr. Dwyer, for an Act to amend an Act entitled an Act amendatory of Article IV of an Act entitled an Act to repeal the several charters of the City and County of San Francisco, to establish the boundaries of the City and County of San Francisco, and to consolidate the government thereof, approved April nineteenth, eighteen hundred and fifty-six, repealing sections thirty-six to sixty-four, inclusive, and Acts and parts of Acts amendatory and supplementary thereof, and substituting this Act for said Article IV, approved April twenty-fifth, eighteen hundred and sixty-two.

Read first and second times, and referred to the San Francisco delegation.

By Mr. Holden, for an Act concerning corporations.

Read first and second times, and referred to the Committee on Corporations.

By Mr. Clayton, for an Act to authorize the Board of Supervisors of the City and County of San Francisco to construct a tunnel in said city and county.

Read first and second times, and referred to the San Francisco delegation.

By Mr. Hogle, for an Act for the better protection of the working people of the State of California.

Read first and second times, and referred to the Judiciary Committee.

By Mr. Goodall, for an Act granting the Kearsarge Road Company and their assigns the right to maintain a toll road, and collect tolls thereon.

Read first and second times, and referred to the Committee on Roads and Highways.

By Mr. Howard, for an Act to alter and define the boundary lines of San Mateo County.

Read first and second times, and referred to the Committee on Counties and County Boundaries.

By Mr. Lupton, for an Act to authorize the administrator of the estate of Thomas G. Sanford, deceased, to sell and convey certain real estate.

Read first and second times, and referred to the Judiciary Committee.

Mr. Goodwin moved to reconsider the vote by which Assembly bill No. 191, an Act for the relief of the purchasers of swamp and overflowed, salt marsh, and tide lands, was made the special order for February tenth at twelve o'clock M.

Mr. Hopper rose to a point of order, viz: that the notice of a motion to reconsider had been given by a member voting in the minority.

OVERRULED.

Mr. Hopper appealed.

The decision of the Chair was sustained.

The House then reconsidered the vote by which Assembly bill No. 191 was made the special order, and the bill was read third time, and passed.

Mr. Wilson, Chairman of the Committee on Engrossment, made the following report:

MR. SPEAKER:—The Committee on Engrossment have examined, and found correctly engrossed, Assembly bill No. 193, an Act in relation to public roads in the County of Alpine, and to the Road Fund of said county;

Also, Assembly bill No. 241, an Act to amend an Act entitled an Act amendatory of an Act entitled an Act providing for the time of holding the several Courts of record in this State, passed April twenty-seventh, eighteen hundred and sixty-three, approved March twenty-fourth, eighteen hundred and sixty-four.

WILSON, Chairman.

GENERAL FILE.

Assembly bill No. 219, an Act to legalize and confirm a certain contract made between the County of Santa Clara, by the Board of Supervisors thereof and the Western Pacific Railroad Company, bearing date the twenty-eighth day of March, A. D. eighteen hundred and sixty-five—ordered engrossed.

Senate bill No. 62, an Act for the relief of Charles C. Beard—recommitted to the Judiciary Committee.

Assembly bill No. 194, an Act amending an Act to provide revenue for the support of the government of this State, approved May seventeenth, eighteen hundred and sixty-one—laid on the table.

The House concurred in Senate concurrent resolution No. 22, directing Representatives in Congress from California to use their efforts to secure the enactment of laws for the protection of claimants of lands in this State.

Assembly bill No. 43, an Act to provide for the speedy completion of the State Capitol building.

Mr. Hunt of Santa Clara moved to make the bill the special order for next Friday.

The House refused.

Mr. Zuck offered the following amendment: Amend by striking out "ten," and insert "five" instead, in section one.

Upon which, Messrs. Sherwood, Bugbee, and Ayer, demanded the ayes and noes, and the amendment was lost, by the following vote:

AYES—Messrs. Ayer, Bledsoe, Bosquit, Braly, Campbell, Clayton, Corey, Dornin, Downing, Dutton, Dwyer, Goodall, Goodwin, Hamlin, Hawkins, Hoag, Howard, Hunt of Santa Clara, Ireland, Leech, McClelland, Meredith, Olds, Parrish, Perrin, Peterson, Satterwhite, Sexton, Singleton, Taylor, and Zuck—31.

NOES—Messrs. Anthony, Bowman, Brown of Tulare, Bugbee, Chamberlain, Chase, Collier, Dorr, Eagar, Green, Hansbrow, Hatch, Hearst, Hill, Hogle, Holden, Hollister, Hopper, Hunt of Sacramento, Johnson, Kidder, Lee, Luttrell, Mace, Maholmb, Murch, Pattison, Sherwood, Smith of El Dorado, Steele, Stewart, Ward, Wilcox, Wilson, and Mr. Speaker—35.

Mr. Perrin moved a call of the House.

The House refused.

On the engrossment of the bill, Messrs. Hunt of Santa Clara, Perrin, and Ireland, demanded the ayes and noes, and the House ordered the bill engrossed, by the following vote:

AYES—Messrs. Anthony, Bowman, Brown of Tulare, Bugbee, Campbell, Chamberlain, Chase, Clayton, Collier, Dorr, Downing, Eagar, Greene, Hamlin, Hansbrow, Hatch, Hearst, Hill, Hoag, Hogle, Holden, Hollister, Hopper, Hunt of Sacramento, Johnson, Kidder, Lee, Lupton, Luttrell, Mace, Maholmb, McClelland, Murch, Pattison, Sherwood, Smith of El Dorado, Steele, Stewart, Ward, Wilcox, Wilson, and Mr. Speaker—42.

NOES—Messrs. Ayer, Bledsoe, Bosquit, Braly, Corey, Dornin, Dutton, Dwyer, Goodall, Goodwin, Hawkins, Howard, Hunt of Santa Clara, Ireland, Meredith, Olds, Parrish, Perrin, Peterson, Satterwhite, Sexton, and Singleton—22.

Senate bill No. 90, an Act amendatory of an Act entitled an Act to provide for the redemption of the funded indebtedness of the City of Sacramento, approved March twenty-eighth, eighteen hundred and sixty-four—read third time, and passed.

The hour of one o'clock having arrived, the House took its usual recess.

HOUSE RE-ASSEMBLED.

At two o'clock p. m., the House re-assembled.

Speaker in the Chair.

Roll called.

Quorum present.

GENERAL FILE RESUMED.

Assembly bill No. 234, an Act concerning the offices of Sheriff, County Clerk, County Recorder, County Treasurer, County Judge, and District Attorney, and fixing their compensation for the County of El Dorado—ordered engrossed.

Senate bill No. 148, an Act to amend an Act entitled an Act to extend the term of office of the Supervisors of El Dorado County, and to change the manner of their election, and define their duties and powers in certain cases, and establish their salaries, approved April sixth, eighteen hundred and fifty-eight—read third time, and passed.

Assembly bill No. 86, an Act concerning the City and County of San Francisco, and to ratify and confirm certain proceedings and resolutions of the Board of Supervisors of said city and county, and also to ratify and confirm certain proceedings of the County Court of said city and county thereon, and for other purposes—indefinitely postponed.

Assembly bill No. 258, an Act amendatory of and supplementary to an Act entitled an Act for the preservation of seals, or sea lions, at and near the Harbor of San Francisco, approved April eighteenth, eighteen hundred and sixty-three—ordered engrossed.

Senate bill No. 70, an Act to confirm a certain deed of the Public Administrator of the City and County of San Francisco—read third time, and passed.

Assembly bill No. 266, an Act to change the name of Lucy Ada Ladd—ordered engrossed.

On motion of Brown of Contra Costa, Senate bill No. 102, an Act relative to the office of District Attorney in the several counties of this State, with substitute, was made the special order for next Thursday, at twelve o'clock m., and the usual number ordered printed.

Assembly bill No. 102, an Act supplementary and amendatory to an Act entitled an Act concerning partnerships for mining purposes, approved April fourth, eighteen hundred and sixty-four—title amended, amendments adopted, and ordered engrossed.

MESSAGE FROM THE GOVERNOR.

The following message was received from the Governor :

STATE OF CALIFORNIA, EXECUTIVE DEPARTMENT, }
Sacramento, February 3d, 1866. }

To the Assembly of the State of California:

I have to inform your honorable body that I have this day approved Assembly bill No. 96, an Act to amend an Act entitled an Act to authorize the incorporation of canal companies and the construction of canals, approved May fourteenth, eighteen hundred and sixty-two;

Also, Assembly bill No. 167, an Act authorizing the Board of Supervisors of Lassen County to levy taxes for county purposes;

Also, Assembly bill No. 165, an Act to change the name of George

Heffren to George H. Lewis, and also to change the name of James Heffren to that of James H. Hamell;

Also, Assembly bill No. 78, an Act to authorize the Board of Supervisors of Solano County to levy an additional road tax.

FRED'K F. LOW,
Governor.

MESSAGE FROM THE SENATE

The following message was received from the Senate:

SENATE CHAMBER,
February 6th, 1866. }

Mr. SPEAKER:—The Senate, on the third instant, passed Assembly bill No. 10, an Act to amend an Act entitled an Act to create a Board of Water Commissioners in the County of San Bernardino, and to define their duties, approved February eighteenth, eighteen hundred and sixty-four, with amendments, and respectfully ask the concurrence of the Assembly in amendments;

Also, passed Assembly bill No. 46, an Act to appropriate money to pay the claim of O. M. Clayes;

Also, passed Assembly bill No. 48, an Act to authorize certain parties to build a turnpike from Sonora, Tuolumne County, to Copperopolis, Calaveras County, with amendment, and respectfully ask the concurrence of the Assembly in amendment;

Also, passed Assembly bill No. 56, an Act for the relief of J. B. Cook, County Treasurer of Lake County;

Also, passed Assembly bill No. 76, an Act to authorize the Controller of State to issue duplicate warrants to August Steurer;

Also, passed Assembly bill No. 101, an Act for the relief of James D. McCormick;

Also, passed Assembly bill No. 110, an Act to fix the salary of the County Judges of the Counties of Shasta and Tehama, and to provide for the payment of the same, with amendment, and respectfully ask the concurrence of the Assembly in amendment;

Also, passed Assembly bill No. 139, an Act supplemental to an Act entitled an Act to authorize the Board of Supervisors of Sutter County to construct a bridge across the Feather River, with amendment, and respectfully ask the concurrence of the Assembly in amendment;

Also, passed Assembly bill No. 177, an Act to authorize the County of Yuba to donate sixty-five thousand dollars to the Yuba Railroad Company, and to provide for the payment of the same, and other matters relating thereto, with amendment, and respectfully ask the concurrence of the Assembly in amendment;

Also, passed Assembly bill No. 214, an Act to authorize the Town of Grass Valley to contract a debt and issue bonds for the construction of waterworks to supply said town with water;

Also, passed Assembly bill No. 221, an Act to change the name of Addie Laird to that of Addie E. Long;

The Senate refused to concur in Assembly concurrent resolution No. 42, instructing our Senators and requesting our Representatives in Congress to procure the establishment of a daily mail between Virginia City, Nevada, and Marysville, California;

Also, passed Senate bill No. 23, an Act to provide for the registration of all the citizens of this State, and for the enrolment in the several

election districts of all the legal voters thereof, and for the prevention and punishment of frauds affecting the elective franchise;

Also, adopted Senate concurrent resolution No. 29, providing for payment of mileage to Dr. W. P. Tilden for services rendered in investigation of Insane Asylum affairs;

Also, adopted Senate concurrent resolution No. 28, appointing a joint committee from Senate and Assembly on Agricultural College;

Also, on yesterday, passed Assembly bill No. 170, an Act to amend an Act to provide for the construction of a macadamized road in the City and County of San Francisco, and for the collection of tolls thereon, approved April fourth, eighteen hundred and sixty-four;

Also, passed Assembly bill No. 72, an Act to change the name of William Vaughan to William V. Lanfar;

The Senate indefinitely postponed Assembly bill No. 158, an Act to amend an Act entitled an Act concerning public ferries and toll bridges, approved April eighteenth, eighteen hundred and fifty-five;

Also, indefinitely postponed Assembly bill No. 143, an Act amendatory of and supplementary to an Act entitled an Act granting the right of way over certain lands in the Counties of Lake and Sonoma for the construction of a wagon road, approved March fifteenth, eighteen hundred and sixty-four;

Also, passed Senate bill No. 166, an Act to amend an Act entitled an Act providing for the time of holding the several Courts of record in the Tenth Judicial District, approved January thirtieth, eighteen hundred and sixty-four;

Also, passed Senate bill No. 168, an Act changing the time of assessing the value of real and personal property, and collecting the taxes levied thereon for State and county purposes in the County of Sierra;

Also, passed Senate bill No. 175, an Act to fix the terms of the County Court and Probate Court of El Dorado;

Also, adopted Senate concurrent resolution No. 30, providing for printing nine hundred and sixty copies of the State Geologist's letter.

CHAS. W. GORDON,

Assistant Secretary.

CONSIDERATION OF SENATE MESSAGE.

The House concurred in Senate amendments to Assembly bill No. 10, above reported.

The House could not find the Senate amendment to Assembly bill No. 48, above reported, and the bill was ordered returned to the Senate.

The House concurred in Senate amendment to Assembly bill No. 110, above reported.

The House concurred in Senate amendment to Assembly bill No. 139, above reported, by the following vote, the ayes and noes having been demanded, by Messrs. Chamberlain, Smith of El Dorado, and Sawyer:

AYES—Messrs. Anthony, Ayer, Batchelder, Bledsoe, Braly, Brown of Contra Costa, Bugbee, Campbell, Clayton, Corey, Downing, Dutton, Dwyer, Goodwin, Hamlin, Hatch, Hopper, Howard, Hunt of Santa Clara, Ireland, Kidder, Leech, Lupton, Mace, McClelland, Meredith, Murch, Parrish, Pattison, Peterson, Singleton, Smith of Butte, Steele, Stewart, and Taylor—35.

NOES—Messrs. Bosquit, Chamberlain, Collier, Dorr, Dornin, Greene, Hansbrow, Hearst, Hogle, Hollister, Lee, Maholmb, Olds, Perrin, Sawyer,

Satterwhite, Sexton, Sherwood, Smith of El Dorado, Zuck, and Mr. Speaker—21.

Mr. Hopper gave notice of a motion to reconsider the above vote.

The House concurred in Senate amendments to Assembly bill No. 177, above reported.

Senate bill No. 23, above reported, was read first and second times, referred to the Judiciary Committee, and the usual number ordered printed.

The House concurred in Senate concurrent resolution No. 29, above reported.

The House refused to concur in Senate concurrent resolution No. 28, above reported.

Also, refused to concur in Senate concurrent resolution No. 30, above reported.

Senate bill No. 166, above reported, was read first and second times, and referred to the Judiciary Committee.

Senate bill No. 168, above reported, was read first and second times, and referred to the Sierra delegation.

Senate bill No. 175, above reported, was read first and second times, and referred to the El Dorado delegation.

The Speaker announced the following appointment to fill vacancy in Committee on Military Affairs and Committee on Culture of the Grape: Mr. Johnson.

On motion of Mr. Hogle, the usual number of copies of Assembly bill No. 276, an Act for the better protection of the working people of the State of California, was ordered printed.

On motion of Mr. Campbell, Assembly bill No. 234, an Act concerning the offices of Sheriff, County Clerk, County Recorder, County Treasurer, County Judge, and District Attorney, and fixing their compensation for the County of El Dorado, was taken up, the amendment recommended by the committee adopted, the rules suspended, considered engrossed, read third time, and passed.

On motion of Mr. Bowman, at three o'clock P. M., the House adjourned.

IN ASSEMBLY.

HOUSE OF ASSEMBLY,
Wednesday, February 7th, 1866. }

House met pursuant to adjournment.

Speaker in the Chair.

Roll called.

Quorum present.

Prayer by the Chaplain.

Messrs. Goodwin, Lee, and Holden, had each one day's leave of absence, and the Special Committee on the State Reform School had two days' leave.

Journal of yesterday read and approved.

Mr. Reed presented a petition from citizens of Yolo County against the repeal of an Act passed at the fifteenth session of the Legislature,

entitled an Act for the better protection of the agricultural interests in certain counties in this State, and the more effectual prevention of the trespassing of animals upon private property, approved March fifteenth, eighteen hundred and sixty-four.

Referred to the Yolo delegation.

REPORTS.

Mr. Brown of Contra Costa, Chairman of the Judiciary Committee, made the following report:

Mr. SPEAKER:—The Judiciary Committee, to whom was referred substitute for Senate bill No. 79, an Act to authorize County Courts to change the names of persons in cases therein specified, have had the same under consideration, report it back, with amendments, and recommend its passage as amended;

Also, Assembly bill No. 60, an Act to confer upon the District Courts of this State the power to change the names of persons, report it back, and recommend its passage.

BROWN, Chairman.

Mr. Howard, Chairman of the Committee on Public Lands, made the following report:

Mr. SPEAKER:—The Committee on Public Lands, to whom was referred, at an early period in the session, a petition from citizens of Humboldt County who are engaged in mining for petroleum, asking this Legislature to adopt measures to secure the sale of petroleum lands, in quantities not exceeding one hundred and sixty acres, to the occupants thereof, at the minimum price, have had the same under consideration, and after careful investigation, unanimously recommend the adoption of the accompanying concurrent resolution.

HOWARD, Chairman.

The resolution above reported, relating to the sale of petroleum lands in this State, was read first and second times, and ordered on file.

Mr. Corey, Chairman of the Committee on Enrolment, made the following report:

Mr. SPEAKER:—The Committee on Enrolment have examined, and found correctly enrolled, Assembly bill No. 152, an Act to grant E. H. Perry and others the right to construct and maintain a turnpike road from a point on the Sonora and Mono Road, near West Walker River, to a point in Antelope Valley, and the right to collect toll for travel thereon;

Also, Assembly bill No. 173, an Act to provide for the construction of a turnpike road in Mono County;

And on Tuesday, the sixth day of February, eighteen hundred and sixty-six, delivered the same to the Governor for his approval.

Also, have examined, and found correctly enrolled, Assembly concurrent resolution No. 24, relative to the speedy survey of private land claims;

And on Tuesday, February sixth, eighteen hundred and sixty-six, deposited the same in the office of the Secretary of State.

COREY, Chairman.

Mr. Wilson, Chairman of the Committee on Engrossment, made the following report :

MR. SPEAKER :—The Committee on Engrossment have examined, and found correctly engrossed, substitute for Assembly bill No 77, an Act to provide for the prevention of conflagrations, and the protection of property saved from fires in the City and County of San Francisco ;

Also, Assembly bill No. 43, an Act to provide for the speedy completion of the State Capitol building ;

Also, Assembly bill No. 190, an Act to give mileage to grand and trial jurors in the County of Santa Clara ;

Also, Assembly bill No. 252, an Act to amend an Act entitled an Act amendatory of and supplementary to an Act for the preservation of trout, approved March twenty-seventh, eighteen hundred and sixty-two ;

Also, Assembly bill No. 253, an Act to change the name of William Jones ;

Also, Assembly bill No. 208, an Act to re-incorporate the City of San José ;

Also, Assembly concurrent resolution No. 37, relating to the report of the Surveyor-General ;

Also, Assembly concurrent resolution No. 41, authorizing the joint committee to investigate charges against the State Controller, and revenue officers of Trinity County, to employ a shorthand reporter.

WILSON, Chairman.

Mr. McClelland made the following report :

MR. SPEAKER.—The San Francisco delegation, to whom was referred Assembly bill No. 182, an Act to establish a paid fire department for the City and County of San Francisco, having had the same under consideration, beg leave to report the same back, with a substitute, and recommend the passage of the substitute.

McCLELLAND, for Delegation.

Mr. Anthony made the following report :

MR. SPEAKER :—The delegation to whom was referred Assembly bill No. 25, an Act authorizing the Treasurer of Santa Cruz County to collect the taxes of said county, and relating to the salary of said Treasurer, beg leave to report the same back, and recommend its passage.

ANTHONY, for Delegation.

On motion of Mr. Chamberlain, the vote whereby the House concurred in Senate amendment to Assembly bill No. 139, an Act supplemental to an Act entitled an Act to authorize the Board of Supervisors of Sutter County to construct a bridge across the Feather River, was reconsidered, and the House refused to concur in Senate amendment.

Mr. Luttrell gave notice of the introduction of a bill for an Act to amend an Act to provide revenue for the support of the government of this State, approved March third, eighteen hundred and sixty-three, and to provide for the reduction of State tax.

INTRODUCTION OF BILLS.

Bills were introduced as follows :

By Mr. Sherwood, for an Act to protect the wages of labor in this State.

Read first and second times, referred to the Judiciary Committee, and the usual number ordered printed,

By Mr. Goodall, for an Act for the relief of J. C. Kingsley.

Read first and second times, and referred to the Committee on Claims.

By Mr. Olds, for an Act to divide the County of Sonoma, and to attach a portion thereof to the County of Marin.

Read first and second times, and referred to the Committee on Counties and County Boundaries.

GENERAL FILE.

Assembly bill No 193, an Act in relation to public roads in the County of Alpine, and to the Road Fund of said county—read third time, and passed.

Assembly concurrent resolution No. 44, requesting our delegation in Congress to procure the establishment of a tri-weekly mail from Latrobe, via Drytown, Fiddletown, and Fairplay, to Indian Diggings—substitute reported by committee adopted.

Assembly bill No. 270, an Act supplementary to an Act entitled an Act to provide for the appointment of Notaries Public, and defining their duties—ordered on top of file for to-morrow.

Assembly bill No 272, an Act to amend an Act entitled an Act to amend an Act supplementary to an Act to amend an Act to prevent the trespassing of animals upon private property, approved the seventeenth day of May, eighteen hundred and sixty-one, approved April twenty-fifth, eighteen hundred and sixty-three—ordered engrossed.

MESSAGE FROM THE SENATE.

The following message was received from the Senate :

SENATE CHAMBER,
February 7th, 1866. }

MR. SPEAKER:—The Senate, on yesterday, passed Assembly bill No. 21, an Act to authorize José M. Loureyro, José Arnaz, Juan Camarillo, Angel Ascaudon, Albert Packard, and Victor Ustusanstegui, to build a wharf at San Buenaventura, in the County of Santa Barbara ;

Also, passed, with amendment, Assembly bill No 27, an Act to confer additional powers upon the Board of Supervisors of the City and County of San Francisco, and upon the Auditor and Treasurer thereof, and authorize certain appropriations of money by said Board, and respectfully ask concurrence of the Assembly in the amendment ;

Also, passed, with amendment, Assembly bill No. 136, an Act granting the right of way over certain lands in the Counties of Lake and Mendocino for the construction of a wagon road, and respectfully ask concurrence of the Assembly in the amendment ;

Also, passed Assembly bill No 227, an Act to change the name of Harry Thompson to John Jacob Holz ;

Also, passed Assembly bill No. 247, an Act to authorize the County Treasurer of the County of Sacramento to pay the warrant of P. J. O'Neal ;

Also, indefinitely postponed Assembly concurrent resolution No. 15, relative to appointing a committee of three from each House to receive proposals for translation of the laws of eighteen hundred and sixty-five into Spanish ;

Also, passed Senate bill No. 95, an Act for the relief of John A. Baxter;

Also, on the second instant, passed Senate bill No. 180, an Act to legalize and provide for the collection of delinquent taxes in the County of Stanislaus.

CHAS. W. GORDON,
Assistant Secretary.

CONSIDERATION OF SENATE MESSAGE.

The House concurred in Senate amendment to Assembly bill No. 27, above reported.

Assembly bill No. 136, above reported, was laid over.

Senate bill No. 180, above reported, read first and second times, and referred to the Committee on Ways and Means.

Senate bill No. 95, above reported, read first and second times, and referred to the Committee on Claims

At eleven o'clock and fifty minutes A. M., on motion of Mr. Wilcox, the House adjourned.

IN ASSEMBLY.

HOUSE OF ASSEMBLY,
Thursday, February 8th, 1866. }

House met pursuant to adjournment.

Speaker in the Chair.

Roll called.

Quorum present.

Prayer by the Chaplain.

Journal of yesterday read and approved.

Mr. Eagar presented a petition from Orrin Simmons for the assistance and countenance of the Legislature to aid him in certain projects for opening and constructing canals in certain counties in this State.

Referred to the Committee on Internal Improvements.

REPORTS.

Mr. Eagar, Chairman of the Committee on Ways and Means, made the following report:

MR. SPEAKER:—The Committee on Ways and Means, to whom was referred Assembly bill No. 161, an Act to exempt from stamp duty certain contracts of insurance, have had the same under consideration, report it back, with amendments, and recommend its passage as amended.

EAGAR, Chairman.

Mr. Brown of Contra Costa, Chairman of the Judiciary Committee, made the following report:

Mr. SPEAKER:—The Judiciary Committee, to whom was referred Senate bill No. 23, an Act to provide for the registration of the citizens of this State, and for the enrolment in the several election districts of all the legal voters thereof, and for the prevention and punishment of frauds affecting the elective franchise, having had the same under consideration, a majority of the committee respectfully report the bill back to the Assembly, and recommend its passage;

Also, Assembly bill No. 35, an Act for ascertaining, by proper proofs, the citizens who shall be entitled to the right of suffrage at elections held within this State, and to prevent fraudulent voting at such elections, report it back, and recommend that it do not pass;

Also, Assembly bill No. 279, an Act to authorize the administrator of the estate of Thomas G. Sanford, deceased, to sell and convey certain real estate, and recommend its passage;

Also, Senate bill No. 166, an Act to amend an Act entitled an Act providing for the time for holding the several Courts of record in the Tenth Judicial District, approved January thirtieth, eighteen hundred and sixty-four, and recommend its passage;

Also, Assembly bill No. 232, an Act to authorize Ellen Stockmon, administratrix of the estate of D. E. Stockmon, deceased, and guardian of Florence Stockman and Ralph Stockmon, minor heirs of D. E. Stockmon, to sell certain land of said estate, and recommend its passage.

BROWN, Chairman.

Mr. Brown of Contra Costa, made a further report from the Judiciary Committee, indorsing the veto by the Governor of Assembly bill No. 41, an Act to change the name of the Pacific Accumulation Loan Company, and authorize it to purchase certain real estate.

[For report, see Appendix.]

On motion of Mr. Lee, the Governor's veto message, above reported, was recommitted.

Mr. Luttrell, on behalf of a minority of the Judiciary Committee, moved to have further time, viz: till Saturday next, to report on Senate bill No. 23, (the Registry Act.)

Mr. Brown of Contra Costa moved to amend by granting further time till to-morrow.

Upon the amendment, Messrs. Luttrell, Mace, and Parrish, demanded the ayes and noes, which were taken, with the following result:

AYES—Messrs. Batchelder, Bosquit, Bowman, Brown of Contra Costa, Campbell, Clayton, Corey, Dorr, Dornin, Dutton, Dwyer, Goodall, Greene, Hatch, Hill, Hogle, Howard, Ireland, Meredith, Pattison, Perrin, Sawyer, Singleton, Smith of El Dorado, and Mr. Speaker—25.

NOES—Messrs. Anthony, Batchelder, Blodsoe, Braly, Brown of Amador, Brown of Tulare, Chamberlain, Chase, Collier, Downing, Eagar, Hamlin, Hansbrow, Hawkins, Hearst, Houg, Hollister, Hopper, Huestis, Hunt of Sacramento, Hunt of Santa Clara, Johnson, Kidder, Lee, Leech, Lupton, Luttrell, Mace, McClelland, Murch, Olds, Parrish, Peterson, Reed, Satterwhite, Sexton, Smith of Butte, Steele, Stewart, Taylor, Wilcox, and Wilson—42.

The motion of Mr. Luttrell, granting the minority of the Judiciary Committee time until next Saturday to report, was adopted.

FURTHER REPORTS.

Mr. Corey, Chairman of the Committee on Enrolment, made the following report:

MR. SPEAKER:—The Committee on Enrolment have examined, and found correctly enrolled, Assembly bill No. 121, an Act to change the names of Erwin Webster Stewart and Sarah E. Stewart, to Webster Smith and Sarah E. Smith;

Also, Assembly bill No. 127, an Act to amend an Act entitled an Act to restrict the herding of sheep, approved May eighteenth, eighteen hundred and sixty-one;

Also, Assembly bill No. 150, an Act authorizing the Board of Supervisors of Sierra County to levy taxes for county purposes, and for the apportionment of the revenue of the county from licenses and poll taxes;

Also, Assembly bill No. 164, an Act to change the name of Lilly Ann Crittenden to Lilly Ann Cutter;

Also, Assembly bill No. 171, an Act to change the time for holding the County Court and Probate Court in the County of Marin;

Also, Assembly bill No. 210, an Act to extend the corporate existence of the Weaverville and Shasta Wagon Road Company;

And on Wednesday, the seventh day of February, eighteen hundred and sixty-six, delivered the same to the Governor for his approval.

COREY, Chairman.

Mr. Hunt of Sacramento, Chairman of the Committee on Claims, made the following report:

MR. SPEAKER:—The Committee on Claims, to whom was referred Assembly bill No. 281, an Act for the relief of J. C. Kingsley, have had the same under consideration, and report the bill back, and respectfully recommend its passage.

HUNT, Chairman.

Mr. Hansbrow, Chairman of the Committee on Elections, made the following report:

MR. SPEAKER:—The Committee on Elections, to whom was referred Assembly bill No. 129, an Act to amend an Act entitled an Act to divide the State into Congressional Districts, and to fix the time to elect Representatives to Congress, have had the same under consideration, report it back, and recommend its passage.

HANSBROW, Chairman.

Mr. Wilson, Chairman of the Committee on Engrossment, made the following report:

MR. SPEAKER:—The Committee on Engrossment have examined, and found correctly engrossed. Assembly bill No. 67, an Act for the relief of purchasers of swamp land within the limits of the Tulare canal grant;

Also, Assembly bill No. 202, an Act to legalize the sale of certain real estate made by the California Bible Society in the City and County of San Francisco;

Also, Assembly bill No. 213, an Act to authorize the County Auditor of Fresno County to issue bonds to pay for constructing and furnishing a County Jail and Court House;

Also, Assembly bill No. 225, an Act to amend an Act entitled an Act to regulate proceedings in criminal cases, passed May first, one thousand eight hundred and fifty-one;

Also, substitute for Assembly bill No. 236, an Act to provide for the better protection of the petroleum mining interests of this State;

Also, Assembly bill No. 242, an Act to amend an Act entitled an Act to fix the bonds of the Treasurer of the County of Santa Barbara, approved February sixth, eighteen hundred and sixty-four;

Also, Assembly bill No. 243, an Act to fix the time of holding the County Court and Probate Court in Lake County.

WILSON, Chairman.

Mr. Cogblan made the following report :

MR. SPEAKER :—The delegation to whom was referred Senate bill No. 91, an Act to authorize John Lawley and his associates to construct a turnpike road in Napa and Lake Counties, have examined the same, beg leave to report it back, and recommend its passage.

COGHLAN, for Delegation.

The usual number of copies of Senate bill No. 91, above reported, was ordered printed.

Mr. Chase made the following report :

MR. SPEAKER :—The undersigned, a minority of the San Francisco delegation in the Senate and Assembly, having had under consideration the bill to establish a paid fire department in that city, would respectfully report as follows :

The proposition to break up the volunteer fire department of San Francisco and establish in its stead a paid one, we consider altogether premature and not called for by any existing necessity, as the promptness and efficiency of the present department, as is well known, has never been questioned. We are also satisfied that a paid department, the first year of its organization, will cost the city at least seventy thousand dollars, which is more than it will cost to carry on the present department, under which, as shown by the past, ample protection is guaranteed; while the proposed new system is unnecessary, expensive, and uncalled for, and may also prove to be a dangerous experiment. We do not, therefore, believe it either necessary or judicious to permit our already heavily taxed community to be further taxed in experiments of this kind. It is agreed on all hands, that by necessary reforms in the existing department, it can be hereafter carried on at a cost of not over forty thousand dollars per annum; we therefore trust the bill will not pass.

CHASE,
HAWKINS,
SHAW.

Mr. Campbell made the following report :

MR. SPEAKER :—The El Dorado delegation, to whom was referred Senate bill No. 175, an Act to fix the terms of the County and Probate Court of the County of El Dorado, have had the same under consideration, and beg leave to report it back to the House, and recommend its passage.

CAMPBELL, for Delegation.

On motion of Mr. Sexton, the Committee on Counties and County Boundaries was instructed to report Assembly bill No. 249, an Act to establish the county seat of Lake County.

Mr. Hunt of Santa Clara presented a concurrent resolution relating to the printing of the letter of the State Geologist.

Mr. Wilcox rose to a point of order, viz: that the House had already defeated a similar resolution, and that the present resolution was offered without the requisite notice.

Sustained.

Mr. Chamberlain appealed.

The decision of the Chair was sustained.

Mr. Luttrell offered the following resolution:

Resolved, That the Sergeant-at-Arms of the Assembly be and he is hereby authorized to provide a desk for the Reporter of the San Francisco *Daily Examiner* on the floor of this House.

Adopted.

Mr. Sexton offered the following resolution:

Resolved, That five hundred copies of the letter of the State Geologist to the Governor, regarding geological survey work done, etc., be printed for the use of this Assembly, and the expense paid out of the Contingent Fund.

Adopted.

Mr. Sawyer offered a concurrent resolution relating to the maintenance of the Monroe doctrine.

The hour for the consideration of the special order of the day having arrived, it was, on motion of Mr. Eagar, postponed till two o'clock P. M.

Mr. Reed moved to refer the resolution introduced by Mr. Sawyer to the Committee on Federal Relations.

Upon which, Messrs Eagar, Ayer, and Parrish, demanded the ayes and noes, and the House so ordered, by the following vote:

AYES—Messrs. Anthony, Ayer, Batchelder, Bosquit, Bowman, Braly, Brown of Amador, Brown of Contra Costa, Campbell, Chamberlain, Chase, Clayton, Collier, Dorr, Dornin, Dutton, Dwyer, Goodall, Greene, Hamlin, Hansbrow, Hatch, Hawkins, Hearst, Hogle, Hollister, Hopper, Hunt of Sacramento, Hunt of Santa Clara, Ireland, Johnson, Lee, Leech, Lupton, Meredith, Murch, Olds, Pattison, Perrin, Peterson, Reed, Sexton, Singleton, Smith of Butte, Smith of El Dorado, Steele, Stewart, and Taylor—48.

NOES—Messrs. Bledsoe, Brown of Tulare, Coghlan, Corey, Downing, Eagar, Howard, Kidder, Luttrell, Parrish, Satterwhite, and Mr. Speaker—12.

Mr. Hopper, from the Committee on Counties and County Boundaries, reported Assembly bill No. 249, an Act to establish the county seat of Lake County, without recommendation.

Assembly bill No. 249, above reported, was, on motion of Mr. Sexton, referred to the Yolo, Napa, Lake, and Sonoma delegations.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

SENATE CHAMBER,
February 8th, 1866. }

Mr. SPEAKER:—The Senate, on yesterday, concurred in Assembly concurrent resolution No. 43, requesting our delegation in Congress to procure a semi-weekly mail route from Suisun City, Solano County, through Gordon Valley, Rag Cañon, and Berryessa Valley, to Lower Lake, in Lake County;

Also, passed Senate bill No. 4, an Act to settle the title to lands in the Town and City of Benicia, Solano County;

Also, refused to concur in Assembly amendment to Senate bill No. 86, an Act to amend an Act approved March third, eighteen hundred and sixty-four, entitled an Act to amend an Act entitled an Act to prohibit the carrying of concealed weapons, approved April twenty-seventh, eighteen hundred and sixty-three.

CHAS. W. GORDON,
Assistant Secretary.

Senate bill No. 4, above reported, read first and second times, and ordered on file.

The House refused to recede from its amendment to the substitute for Senate bill No. 86, above reported.

NOTICES OF BILLS.

Notices of the introduction of bills were given as follows:

By Mr. Smith of Butte, for an Act to provide for the boarding of prisoners in the County Jail of Butte County, and to furnish supplies for the County Infirmary of said county.

By Mr. Brown of Amador, for an Act to amend an Act to regulate the fees of certain officers in Amador County, approved April sixth, eighteen hundred and fifty-nine.

Also, for an Act to amend an Act respecting the fees of Court Commissioners, approved April twenty-seventh, eighteen hundred and sixty-three.

INTRODUCTION OF BILLS.

Bills were introduced as follows:

By Mr. Eagar, for an Act to amend an Act entitled an Act to amend an Act entitled an Act to provide revenue for the support of the government of this State, approved May seventeenth, eighteen hundred and sixty-one, and an Act amendatory thereof approved May fourteenth, eighteen hundred and sixty-two, approved March third, eighteen hundred and sixty-three.

Read first and second times, and referred to the Committee on Ways and Means.

Also, for an Act to amend an Act entitled an Act for the relief of the line officers of the California Volunteers in the service of the United States, approved April fourth, eighteen hundred and sixty-four.

Read first and second times, and referred to the Committee on Ways and Means.

By Mr. Anthony, for an Act to authorize the Board of Supervisors of Santa Cruz County to issue and sell bonds of said county, and to pro-

vide for the payment of the same, and other matters relating to the revenue of said county.

Read first and second times, and together with a petition praying for its passage, ordered on file.

By Mr. Campbell, for an Act to fix the salary of the Superintendent of Common Schools of El Dorado County.

Read first and second times, and referred to the El Dorado delegation.

By Mr. Corey, for an Act to amend an Act entitled an Act in relation to proceedings in certain suits, approved April fourth, eighteen hundred and sixty-four.

Read first and second times, and referred to the Judiciary Committee.

By Mr. Howard, for an Act to establish pounds in the County of San Mateo.

Read first and second times, and referred to the San Mateo delegation.

By Mr. Pattison, for an Act to regulate fees in office of the Sheriff, also providing for additional deputies for the County Recorder in Nevada County.

Read first and second times, and referred to the Nevada delegation.

By Mr. Brown of Contra Costa, for an Act to amend an Act entitled an Act supplementary to and to amend an Act entitled an Act providing for the time of holding the several Courts of record in this State, approved April twenty-seventh, eighteen hundred and sixty-three, approved April fourth, eighteen hundred and sixty-four.

Read first and second times, rules suspended, considered engrossed, read third time, and passed.

Mr. Dutton had leave to withdraw Assembly bill No. 197, an Act to repeal an Act entitled an Act to provide for a special election for Superintendent of Public Instruction and judicial officers, approved March twenty-first, eighteen hundred and sixty-three.

GENERAL FILE.

Assembly bill No. 270, an Act supplementary to an Act entitled an Act to provide for the appointment of Notaries Public, and defining their duties—section one amended, and the bill ordered engrossed.

Assembly bill No. 190, an Act to give mileage to grand and trial jurors in the County of Santa Clara—read third time, and passed.

Substitute for Assembly bill No. 77, an Act to provide for the prevention of conflagrations, and the protection of property saved from fire, in the City and County of San Francisco—read third time, and passed.

Assembly bill No. 252, an Act to amend an Act entitled an Act amendatory of and supplementary to an Act for the preservation of trout, approved March twenty-seventh, eighteen hundred and sixty-two—referred to the Santa Cruz delegation, with special instructions.

Assembly bill No. 208, an Act to re-incorporate the City of San José—ordered on file for to morrow.

Assembly bill No. 43, an Act to provide for the speedy completion of the State Capitol building.

Mr. Bosquit moved to recommit with special instructions.

The hour of one o'clock p. m. having arrived, the House took its usual recess.

HOUSE RE-ASSEMBLED.

At two o'clock P. M., the House re-assembled.

Speaker in the Chair.

Roll called.

Quorum present.

On motion of Mr. Wilcox, the consideration of the special order was further postponed until after the consideration of Assembly bill No. 43.

By leave, Mr. Coghlan gave the following notice, to wit: That after five days have elapsed he will re-introduce Assembly bill No. 143, an Act amendatory of and supplemental to an Act entitled an Act granting the right of way over certain lands in the Counties of Lake and Sonoma for the construction of a wagon road, approved March fifteenth, eighteen hundred and sixty-four.

Mr. Yule moved to make Assembly bill No. 43 the special order for one week from to-day.

By leave, Mr. Yule withdrew his motion.

On the motion to recommit with special instructions, Messrs. Taylor, Luttrell, and Bosquit, demanded the ayes and noes, and the House so ordered, by the following vote:

AYES—Messrs. Anthony, Ayer, Batchelder, Bosquit, Braly, Brown of Contra Costa, Campbell, Clayton, Corey, Dornin, Downing, Dutton, Dwyer, Goodall, Hamlin, Hawkins, Hoag, Hogle, Howard, Hunt of Santa Clara, Ireland, Leech, Lupton, Mace, McClelland, Meredith, Olds, Parrish, Perrin, Peterson, Satterwhite, Sexton, Singleton, Stewart, Taylor, and Zuck—36.

NOES—Messrs. Bowman, Brown of Amador, Brown of Tulare, Chamberlain, Chase, Coghlan, Collier, Dorr, Eagar, Greene, Hansbrow, Hatch, Hearst, Hill, Hollister, Hopper, Hunt of Sacramento, Johnson, Kidder, Lee, Luttrell, Murch, Pattison, Reed, Sawyer, Smith of Butte, Smith of El Dorado, Steele, Wilcox, and Wilson—30.

At three o'clock and five minutes P. M., Mr. Hopper moved to adjourn. The House refused.

SPECIAL ORDER.

The House then took up the special order of the day, Senate bill No. 102, an Act relative to the office of District Attorney in the several counties of this State, together with the Assembly substitute reported by the Judiciary Committee.

Mr. Wilcox offered the following amendment: Add to section four, "*provided*, that this Act shall not take effect until after the expiration of the term of office of all District Attorneys now elected."

At three o'clock and fifty minutes P. M., Mr. Lupton moved to adjourn. The House refused.

On the adoption of the amendment offered by Mr. Wilcox, Messrs. Luttrell, Meredith, and Ayer, demanded the ayes and noes, and the amendment was lost, by the following vote:

AYES—Messrs. Bledsoe, Braly, Brown of Amador, Brown of Tulare, Campbell, Dorr, Downing, Goodall, Hansbrow, Hawkins, Hearst, Hoag, Hopper, Kidder, Luttrell, Mace, McClelland, Parrish, Perrin, Peterson, Reed, Satterwhite, Smith of Butte, Steele, Taylor, and Wilcox—26.

NOES—Messrs. Anthony, Ayer, Batchelder, Bosquit, Bowman, Brown

of Contra Costa, Chamberlain, Chase, Clayton, Coghlan, Collier, Corey, Dornin, Dutton, Dwyer, Hamlin, Hatch, Hill, Hogle, Hollister, Howard, Hunt of Sacramento, Hunt of Santa Clara, Ireland, Johnson, Lee, Meredith, Murch, Olds, Pattison, Singleton, Smith of El Dorado, Stewart, Wilson, Zuck, and Mr. Speaker—36.

On the adoption of the substitute reported by the committee, Messrs. Luttrell, Wilcox, and Ayer, demanded the ayes and noes, and the substitute was adopted, by the following vote :

AYES—Messrs. Anthony, Ayer, Batchelder, Bosquit, Bowman, Brown of Amador, Brown of Contra Costa, Campbell, Chamberlain, Clayton, Coghlan, Collier, Corey, Dornin, Dwyer, Eagar, Hamlin, Hansbrow, Hatch, Hawkins, Hogle, Hollister, Howard, Hunt of Sacramento, Hunt of Santa Clara, Ireland, Johnson, Lee, Meredith, Murch, Olds, Pattison, Singleton, Smith of El Dorado, Stewart, Taylor, Wilson, Zuck, and Mr. Speaker—40.

NOES—Messrs. Bledsoe, Braly, Brown of Tulare, Chase, Dorr, Downing, Hearst, Hill, Hoag, Hopper, Luttrell, Mace, McClelland, Parrish, Perrin, Peterson, Reed, Satterwhite, Smith of Butte, Steele, and Wilcox—21.

The bill was read third time, and passed.

At four o'clock and five minutes P. M., Mr. Eagar moved to adjourn.

Upon which, Messrs. Anthony, Hunt of Santa Clara, and Clayton, demanded the ayes and noes, and the House agreed, by the following vote :

AYES—Messrs. Ayer, Bledsoe, Bosquit, Bowman, Braly, Brown of Amador, Brown of Tulare, Campbell, Chase, Coghlan, Dorr, Dornin, Dutton, Eagar, Hamlin, Hansbrow, Hatch, Hawkins, Hill, Hoag, Hollister, Hunt of Sacramento, Ireland, Johnson, Kidder, Lee, Meredith, Olds, Parrish, Pattison, Peterson, Satterwhite, Singleton, Smith of Butte, Smith of El Dorado, Wilcox, Wilson, and Zuck—36.

NOES—Messrs. Anthony, Batchelder, Brown of Contra Costa, Chamberlain, Clayton, Collier, Corey, Downing, Dwyer, Greene, Hearst, Hogle, Hopper, Howard, Hunt of Santa Clara, Luttrell, McClelland, Murch, Perrin, Reed, Steele, Stewart, Taylor, and Mr. Speaker—24.

So at four o'clock and ten minutes P. M., the House adjourned.

IN ASSEMBLY.

HOUSE OF ASSEMBLY,
Friday, February 9th, 1866. }

House met pursuant to adjournment.

Speaker in the Chair.

Roll called.

Quorum present.

Prayer by the Chaplain.

Journal of yesterday read and approved.

Mr. McClelland presented a petition from Wilson & Stevens for the right to carry on the meat packing and curing business in San Francisco.
Laid on the table.

REPORTS.

Mr. Hill, Chairman of the Committee on State Library, made the following report :

MR. SPEAKER:—The Committee on State Library have had under consideration Senate bill No. 42, an Act to amend an Act prescribing rules for the government of the State Library, approved March eighth, eighteen hundred and sixty-one, approved March twenty-first, eighteen hundred and sixty-four, and respectfully beg leave to report the bill back to the House, and recommend its passage ;

Also, Assembly bill No. 261, an Act prescribing rules for the government of the State Library, and providing for the election of a State Librarian, and beg leave to report the same back, without any recommendation.

HILL,
BOWMAN.

Mr. Hollister made the following report :

MR. SPEAKER:—The committee to whom was recommitted Assembly bill No. 43, report the same back amended, as instructed.

HOLLISTER.

Mr. Wilson, Chairman of the Committee on Engrossment, made the following report :

MR. SPEAKER:—The Committee on Engrossment have examined, and found correctly engrossed, Assembly bill No. 146, an Act making appropriations for deficiencies in the appropriations made for the fifteenth, sixteenth, and seventeenth fiscal years, ending on the thirtieth day of June, eighteen hundred and sixty-six ;

Also, Assembly bill No. 219, an Act to legalize and confirm a certain contract made between the County of Santa Clara, by the Board of Supervisors thereof and the Western Pacific Railroad Company, bearing date the twenty-eighth day of March, A. D. eighteen hundred and sixty-five ;

Also, Assembly bill No. 266, an Act to change the name of Lucy Ada Ladd ;

Also, Assembly bill No. 258, an Act amendatory of and supplementary to an Act entitled an Act for the preservation of seals, or sea lions, at and near the entrance to the Harbor of San Francisco, approved April eighteenth, eighteen hundred and sixty-three ;

Also, Assembly bill No. 217, an Act to authorize Wm. Codington, Jonathan Clarke, Casper S. Ricks, T. D. Felt, and W. B. Dobyns, of Humboldt County, and Benjamin Burns, Hiram Willets, and William Heizer, of Mendocino County, together with those whom they may associate with them, to construct a turnpike road from the present settlement on Eel River, in Humboldt County, to Long Valley, in Mendocino County, and to charge and collect toll thereon ;

Also, Assembly bill No. 263, an Act to amend an Act entitled an Act to authorize the incorporation of canal companies and the construction of canals, approved May fourteenth, eighteen hundred and sixty-two.

WILSON, Chairman.

Mr. Meredith made the following report:

MR. SPEAKER:—The Sierra delegation, to whom was referred Senate bill No. 168, an Act changing the time of assessing the taxes of real and personal property, and collecting the taxes levied thereon for State and county purposes in the County of Sierra, having had the same under consideration, report it back, with the following amendments:

Amend by adding next after section twelfth, the following:

Section 13. After the first Monday in October, the Tax Collector of Sierra County shall be entitled to collect and receive to his own use, in addition to fees and commissions now allowed him by law, five per cent on the amount of any taxes collected by him, the additional five per cent to be paid by the party from whom the tax is due.

Also, by making section thirteen section fourteen, and section fourteen section fifteen.

MEREDITH, for Delegation.

Mr. Anthony reported Assembly bill No. 252, an Act to amend an Act entitled an Act amendatory of and supplementary to an Act for the preservation of trout, approved March twenty-seventh, eighteen hundred and sixty-two.

The bill was taken up, amendments adopted, read third time, and passed.

Mr. Campbell made the following report:

MR. SPEAKER:—The El Dorado delegation, to whom was referred Assembly bill No. 286, an Act to fix the salary of the Superintendent of Common Schools of El Dorado County, have had the same under consideration, beg leave to report it back, and recommend its passage.

CAMPBELL, for Delegation.

Mr. Hopper, Chairman of the Committee on Counties and County Boundaries, made the following report:

MR. SPEAKER:—The Committee on Counties and County Boundaries, to whom was referred Assembly bill No. 260, an Act to create the County of Inyo, to define its boundaries and to provide for its organization, have had the same under consideration, report the same back, and recommend its passage.

HOPPER, Chairman.

Mr. Pattison made the following report:

MR. SPEAKER:—The Nevada delegation, to whom was referred Assembly bill No. 289, an Act to regulate fees in office of the Sheriff, also providing for additional deputies for the County Recorder in Nevada County, report the same back, without amendment, and recommend its passage.

PATTISON, for Delegation.

The rules were suspended, and Assembly bill No. 289, above reported, was considered engrossed, read third time, and passed.

Mr. Reed made the following report:

MR. SPEAKER:—The delegation from Yolo and Lake, to whom was

referred Assembly bill No. 218, an Act for the construction of a turnpike road from Lake County across the mountain to Yolo County, have had the same under consideration, and respectfully report the same back, with an amendment, and ask its passage as amended

REED, for Delegation.

Mr. Hoag made a report from the minority of the Committee on State Library, in favor of the passage of Assembly bill No. 261, an Act in relation to the State Library.

(For report, see Appendix.)

On motion of Mr. Chamberlain, Assembly bill No. 261, and Senate bill No. 42, above reported, were made the special order for one week from to-day at twelve o'clock M.

MESSAGES FROM THE SENATE.

The following messages were received from the Senate:

SENATE CHAMBER,
February 9th, 1866. }

Mr. SPEAKER:—The Senate, on yesterday, passed substitute for Assembly bill No. 77, an Act to provide for the prevention of conflagrations, and the protection of property saved from fire in the City and County of San Francisco;

Also, passed Assembly bill No. 139, an Act supplemental to an Act entitled an Act to authorize the Board of Supervisors of Sutter County to construct a bridge across the Feather River, the Senate having receded from its amendment;

Also, refused to concur in Assembly concurrent resolution No. 44, requesting our delegation in Congress to procure the establishment of a tri-weekly mail from Latrobe, via Drytown, Fiddletown, and Fairplay, to Indian Diggings;

Also, passed Senate bill No. 159, an Act to amend an Act entitled an Act to grant the right to construct a wagon road in Tulare County, approved April twenty-seventh, eighteen hundred and sixty-three;

Also, passed Senate bill No. 171, an Act to amend an Act entitled an Act amendatory of and supplementary to an Act for the preservation of trout, approved March twenty-seventh, eighteen hundred and sixty-two;

Also, passed Senate bill No. 153, an Act concerning roads and highways in the County of Tuolumne;

Also, passed Senate bill No. 167, an Act to amend an Act entitled an Act in relation to the county officers of the County of Sierra, approved May seventeenth, eighteen hundred and sixty-one, and the Acts amendatory thereof;

Also, passed Senate bill No. 179, an Act for the publication of the gubernatorial proclamations during the late war;

Also, passed Senate bill No. 11, an Act to repeal certain Acts providing for soldiers to vote out of their relative precincts during the rebellion.

CHAS. W. GORDON,
Assistant Secretary.

SENATE CHAMBER,
February 9th, 1866 }

Mr. SPEAKER:—I am directed to inform the Assembly that the Senate, yesterday, appointed Senators Teegarden, Hale, and Robinson, a Com-

mittee of Conference on the disagreeing vote of the two Houses on Senate bill No. 86, an Act to amend an Act approved March third, eighteen hundred and sixty-four, entitled an Act to amend an Act entitled an Act to prohibit the carrying of concealed weapons, approved April twenty-seventh, eighteen hundred and sixty-three, and respectfully ask the appointment of a similar committee on the part of the Assembly.

CHAS. W. GORDON,
Assistant Secretary.

CONSIDERATION OF SENATE MESSAGES.

Senate bill No. 159, above reported, read first and second times, and referred to the Committee on Roads and Highways.

Senate bill No. 171, above reported, read first and second times, and referred to the Committee on Internal Improvements.

Senate bill No. 153, above reported, read first and second times, and referred to the Committee on Roads and Highways.

Senate bill No. 167, above reported, read first and second times, and referred to the Sierra delegation.

Senate bill No. 179, above reported, read first and second times, and referred to the Committee on Printing.

Senate bill No. 11, above reported, read first and second times, and referred to the Judiciary Committee.

The Speaker announced the following Committee of Conference on Senate bill No. 86, above reported: Messrs. Brown of Contra Costa, Corey, and Wilcox.

MESSAGE FROM THE GOVERNOR.

The following message was received from the Governor :

STATE OF CALIFORNIA, EXECUTIVE DEPARTMENT, }
Sacramento, February 9th, 1866. }

To the Assembly of the State of California :

I have to inform your honorable body that I have this day approved Assembly bill No. 150, an Act authorizing the Board of Supervisors of Sierra County to levy taxes for county purposes, and the apportionment of the revenue of the county from licenses and poll taxes ;

Also, Assembly bill No. 127, an Act to amend an Act entitled an Act to restrict the herding of sheep, approved May eighteenth, eighteen hundred and sixty-one ;

Also, Assembly bill No. 171, an Act changing the time for holding the County Court and Probate Court in the County of Marin ;

Also, Assembly bill No. 164, an Act to change the name of Lily Ann Crittenden to Lily Ann Cutter ;

Also, Assembly bill No. 210, an Act to extend the corporate existence of the Weaverville and Shasta Wagon Road Company ;

Also, Assembly bill No. 121, an Act to change the names of Erwin Webster Stewart and Sarah E. Stewart, to Webster Smith and Sarah E. Smith ;

Also, Assembly bill No. 152, an Act to grant to E. H. Perry and others the right to construct and maintain a turnpike road from a point on the Sonora and Mono Road, near West Walker River, to a point in Antelope Valley, and the right to collect toll for travel thereon ; .

Also, Assembly bill No. 173, an Act to provide for the construction of a turnpike road in Mono County;

Also, Assembly bill No. 113, an Act to provide for the maintenance of public roads and trails in the County of Sierra.

FRED'K F. LOW,
Governor.

Mr. Corey, Chairman of the Committee on Enrolment, made the following report :

Mr. SPEAKER :—The Committee on Enrolment have examined, and found correctly enrolled, Assembly bill No. 21, an Act to authorize José Maria Loureyro, José Arnaz, Juan Camarillo, Angel Ascaudon, A. Packard, and Victor Ustusanstegui, to build a wharf at San Buenaventura, in the County of Santa Barbara;

Also, Assembly bill No. 27, an Act to confer additional powers upon the Board of Supervisors of the City and County of San Francisco, and upon the Auditor and Treasurer thereof, and to authorize certain appropriations of money by said Board;

Also, Assembly bill No. 154, an Act to provide for the collection of delinquent taxes in the City of Stockton;

And on this, the ninth day of February, eighteen hundred and sixty-six, delivered the same to the Governor for his approval.

COREY, Chairman.

NOTICES OF BILLS.

By Mr. Brown of Amador, for an Act relative to the office of District Attorney of the County of Amador;

Also, for an Act relative to the Board of Supervisors of Amador, County, defining their powers and duties.

INTRODUCTION OF BILLS.

Bills were introduced as follows :

By Mr. Ayer, for an Act to amend an Act entitled an Act to regulate proceedings in civil cases in the Courts of justice of this State, passed April twenty-ninth, eighteen hundred and fifty-one.

Read first and second times, and referred to the Judiciary Committee.

By Mr. Meredith, for an Act authorizing and directing the Board of Supervisors of Sierra County to issue the bonds of said county for the sum of twenty thousand dollars to the Marysville and Beckwith Pass Turnpike Road Company.

Read first and second times, rules suspended, considered engrossed, read third time, and passed.

Also, for an Act to extend the time for the completion of the Marysville and Beckwith Pass Turnpike.

Read first and second times, and ordered on file.

By Mr. Smith of Butte, for an Act to provide for the boarding of the prisoners in the County Jail of Butte County, and for furnishing supplies for the County Infirmary of said county.

Read first and second times, rules suspended, considered engrossed, read third time, and passed.

By Mr. Coghlan, for an Act to change the name of H. H. Custer to H. H. Koster.

Read first and second times, and ordered on file.

By Mr. McClelland, for an Act to authorize John Y. Wilson and George W. Stevens to carry on the packing business within certain limits of the City and County of San Francisco.

Read first and second times, and together with petition No. 57, on the same subject, was referred to the San Francisco delegation.

By Mr. Brown of Contra Costa, for an Act to authorize Edward Bent, his associates and assigns, to clear the channel and render navigable the stream in Contra Costa County known as the Arroyo del Hambra.

Read first and second times, rules suspended, considered engrossed, read third time, and passed.

GENERAL FILE.

Substitute for Senate bill No. 79, an Act to authorize County Courts to change the names of persons in the cases therein specified—amendments adopted, read third time, and passed.

The House refused to order engrossed Assembly bill No. 60, an Act to confer upon the District Courts of this State the power to change the names of persons.

Assembly concurrent resolution No. 47, requesting our delegation in Congress to procure the sale of petroleum lands—adopted.

Substitute for Assembly bill No 182, an Act to establish a paid fire department for the City and County of San Francisco.

Mr. Dwyer moved to suspend the rules and consider the bill engrossed.

Mr. Lupton moved to make the whole matter the special order for next Tuesday week, and order the bill printed.

The hour of one o'clock p. m. having arrived, the House took its usual recess.

HOUSE RE-ASSEMBLED.

At two o'clock p. m., the House re-assembled.

Speaker in the Chair.

Roll called.

Quorum present.

Messrs. Singleton, Pattison, and Ward, demanded the previous question.

Sustained.

On the motion of Mr. Lupton to make the bill the special order for next Tuesday week, and order it printed, Messrs. Clayton, Chase, and Dutton, demanded the ayes and noes, and the House refused, by the following vote:

AYES—Messrs. Ayer, Batchelder, Bledsoe, Brown of Tulare, Chase, Coghlan, Dorr, Downing, Goodwin, Hansbrow, Hawkins, Hill, Hoag, Hollister, Hopper, Hunt of Sacramento, Johnson, Kidder, Lupton, Maholmb, Peterson, Reed, Satterwhite, Sexton, Singleton, Stewart, and Ward—27.

NOES—Messrs. Anthony, Bosquit, Bowman, Braly, Brown of Amador, Brown of Contra Costa, Bugbee, Campbell, Chamberlain, Clayton, Collier, Corey, Dutton, Dwyer, Greene, Hatch, Hogle, Heustis, Ireland, Lee, Leech, McClelland, Meredith, Murch, Olds, Pattison, Perrin, Sherwood, Smith of Butte, Smith of El Dorado, Steele, Taylor, Wilson, Zuck, and Mr. Speaker—35.

The substitute was then adopted, rules suspended, bill considered engrossed, and read third time.

On the passage of the bill, Messrs. Clayton, Dwyer, and Bugbee, demanded the ayes and noes, and the bill was passed, by the following vote:

AYES—Messrs. Anthony, Batchelder, Bledsoe, Bosquit, Bowman, Braly, Brown of Amador, Brown of Contra Costa, Brown of Tulare, Bugbee, Campbell, Chamberlain, Clayton, Collier, Corey, Dorr, Dornin, Downing, Dutton, Dwyer, Greene, Hatch, Hearst, Hoag, Hogle, Howard, Huestis, Ireland, Lee, Leech, McClelland, Meredith, Murch, Pattison, Perrin, Reed, Sexton, Sherwood, Singleton, Smith of Butte, Smith of El Dorado, Steele, Stewart, Taylor, Wilson, Zuck, and Mr. Speaker—47.

NOES—Messrs. Chase, Coghlan, Goodwin, Hansbrow, Hawkins, Hill, Hollister, Hopper, Hunt of Sacramento, Johnson, Kidder, Maholmb, and Ward—13.

Assembly bill No. 25, an Act to authorize the Treasurer of Santa Cruz County to collect the taxes of said county, and relating to the salary of said Treasurer—ordered engrossed.

Assembly bill No. 172, an Act to regulate fees in office in the County of Siskiyou—amendments adopted, and ordered engrossed.

Assembly bill No. 208, an Act to re-incorporate the City of San José—recommitted with special instructions, reported under the instructions, read third time, and passed.

On motion of Mr. Wilcox, Senate bill No. 23, (the Registry Act,) was taken up.

Mr. Wilcox moved to make the bill the special order for next Wednesday at twelve o'clock m.

Mr. Goodwin moved to amend by inserting next Wednesday week.

Mr. Downing moved to amend the amendment by placing it on file for to-morrow.

The House so ordered.

On motion of Mr. Wilcox, the special committee on investigation of the Yosemite explosion had leave of absence for the day.

On motion of Mr. Sawyer, Assembly bill No. 129, an Act to amend an Act entitled an Act to divide the State into Congressional Districts, and fix the time to elect Representatives to Congress, was ordered on file for to-morrow.

The special committee to confer with the Central Pacific Railroad Company had leave of absence for the day.

GENERAL FILE RESUMED.

Assembly bill No. 67, an Act for the relief of purchasers of swamp land within the limits of the Tulare canal grant—returned to file.

Assembly bill No. 242, an Act to amend an Act entitled an Act to fix the bonds of the Treasurer of the County of Santa Barbara, approved February sixth, eighteen hundred and sixty-four—read third time, and passed.

Assembly bill No. 243, an Act to fix the time of holding the County Court in Lake County—read third time, and passed.

Substitute for Assembly bill No. 236, an Act to provide for the better protection of the petroleum mining interests of this State—read third time, and passed.

Assembly bill No. 225, an Act to amend an Act entitled an Act to regulate proceedings in criminal cases, passed May first, eighteen hundred and fifty-one—read third time, and passed.

Assembly bill No. 202, an Act to legalize the sale of certain real estate made by the California Bible Society in the City and County of San Francisco—read third time, and passed.

Assembly bill No. 161, an Act to exempt from stamp duty certain contracts of insurance—amendments adopted, and ordered engrossed.

Senate bill No. 23, an Act to provide for the registration of all the citizens of this State, and for the enrolment in the several election districts of all the legal voters thereof, and for the prevention and punishment of frauds affecting the elective franchise—ordered on file for to-morrow.

Assembly bill No. 35, an Act for ascertaining by proper proofs the citizens who shall be entitled to the right of suffrage at elections held within this State, and to prevent fraudulent voting at such elections—ordered on file for to-morrow.

Assembly bill No. 279, an Act to authorize the administrator of the estate of Thomas G. Sanford, deceased, to sell and convey certain real estate—ordered engrossed.

Senate bill No. 166, an Act to amend an Act entitled an Act providing for the time of holding the several Courts of record in the Tenth Judicial District, approved January thirtieth, eighteen hundred and sixty-four—read third time, and passed.

Assembly bill No. 232, an Act to authorize Ellen Stockmon, administratrix of the estate of D. E. Stockmon, deceased, and guardian of Florence Stockmon and Ralph Stockmon, minor heirs of D. E. Stockmon, to sell certain lands of said estate—rules suspended, considered engrossed, read third time, and passed.

Assembly bill No. 281, an Act for the relief of J. C. Kingsley—considered in Committee of the Whole.

IN ASSEMBLY.

Reported, passage recommended, and ordered engrossed.

Senate bill No. 91, an Act to authorize John Lawley and his associates to construct a turnpike road in Napa and Lake Counties—laid on the table.

Senate bill No. 175, an Act to fix the terms of the County Court and Probate Court of the County of El Dorado—read third time, and passed.

Senate bill No. 4, an Act to settle the title to lands in the Town and City of Benicia, Solano County—read third time, and passed.

Assembly bill No. 285, an Act to authorize the Board of Supervisors of Santa Cruz County to issue and sell bonds, and to provide for the payment of the same, and matters relating to the revenue of said county—rules suspended, considered engrossed, read third time, and passed.

Messrs. Hunt of Santa Clara, and Parrish, had each indefinite leave of absence.

By leave, Mr. Lupton, on request, introduced a bill for an Act to regulate the practice of medicine in the City and County of San Francisco.

Read first and second times, referred to the Judiciary Committee, and the usual number ordered printed.

By leave, Mr. Sherwood withdrew Assembly bill No. 268, an Act to lay down and maintain a street railroad in the City of Marysville.

At three o'clock and forty-five minutes P. M., on motion of Mr. Cogblan, the House adjourned.

IN ASSEMBLY.

HOUSE OF ASSEMBLY,
Saturday, February 10th, 1866. }

House met pursuant to adjournment.

Speaker pro tem in the Chair.

Roll called.

Quorum present.

Prayer by the Chaplain.

Journal of yesterday read and approved.

Mr. Wilson had one day's leave of absence, and the Committee on State Hospitals had indefinite leave.

REPORTS.

Mr. Clayton, Chairman of the Committee on Commerce and Navigation, made the following report :

Mr. SPEAKER :—The Committee on Commerce and Navigation, to whom was referred Senate bill No. 10, an Act to authorize Matt T. Smith to construct and maintain a wharf at Punta Arenas, in the County of Mendocino, have considered the same, report it back, and recommend its passage ;

Also, an Act to authorize C. E. Gliddon to construct and maintain a wharf at Punta Arenas, in Mendocino County, report it back, and recommend its passage ;

Also, Assembly bill No. 83, report it back, and recommend its passage ;

Also, Senate bill No. 21, an Act to grant the right to construct a bridge across the Albion River, near its mouth, report it back, and recommend its passage.

CLAYTON, Chairman.

Mr. Hogle, from the Committee on Engrossment, made the following report :

Mr. SPEAKER :—The Committee on Engrossment have examined, and found correctly engrossed, Assembly bill No. 102, an Act concerning partnerships for mining purposes ;

Also, Assembly bill No. 161, an Act to exempt from stamp duty certain contracts of insurance ;

Also, Assembly bill No. 234, an Act concerning the offices of Sheriff, County Clerk, County Recorder, County Treasurer, County Judge, and District Attorney, and fixing their compensation for the County of El Dorado ;

Also, Assembly bill No. 270, an Act supplementary to an Act entitled an Act to provide for the appointment of Notaries Public, and defining their duties ;

Also, Assembly bill No. 272, an Act to amend an Act entitled an Act to amend an Act supplementary to an Act to amend an Act to prevent trespassing of animals upon private property, approved May seventeenth, eighteen hundred and sixty-one, approved April twenty-fifth, eighteen hundred and sixty-three ;

Also, Assembly concurrent resolution No. 43, requesting our delegation

in Congress to procure a semi-weekly mail route from Suisun City, Solano County, through Gordon Valley, Rag Cañon, and Berryessa Valley, to Lower Lake, in Lake County.

HOGLE, for Committee.

Mr. Chamberlain, Chairman of the Committee on Federal Relations, made the following report :

Mr. SPEAKER:—The Committee on Federal Relations, to whom was referred Assembly concurrent resolution No. 45, report the same back, and recommend that it be referred to the Committee on Commerce and Navigation ;

Also, report back Assembly concurrent resolution No. 40, with an amendment, but without recommendation.

CHAMBERLAIN, Chairman.

Assembly concurrent resolution No. 45, above reported, was referred to the Committee on Commerce and Navigation.

Mr. Hatch made the following report :

Mr. SPEAKER:—The committee to whom was referred Senate bill No. 159, an Act to amend an Act entitled an Act to grant the right to construct a wagon road in Tulare County, approved April twenty-seventh, eighteen hundred and sixty-three, have had the same under consideration, and beg leave to report the bill back, and recommend its passage.

HATCH, for Committee.

Mr. Eagar made a report from the special committee on investigation of the explosion of the Yosemite.

(For report, see Appendix.)

Mr. Hill made the following report :

Mr. SPEAKER:—The joint committee to award the contract to translate the laws, etc., of the present session of the Legislature into the Spanish language, have awarded the contract to the lowest competent bidders, to wit : T. R. Eldredge and F. P. Ramirez.

HILL,
WILCOX,
SATTERWHITE.

Mr. Lee made the following report :

Mr. SPEAKER:—The Alpine and Amador delegations, having had under consideration Assembly bill No. 192, an Act regulating the meetings of the Board of Supervisors of Alpine County, report the same back, and recommend its passage.

LEE,
BROWN of Amador.

Mr. Luttrell made a report from the minority of the Judiciary Committee on the Registry Act.

[For report, see Appendix]

Mr. Dornin offered the following preamble and resolutions :

WHEREAS, The pure and upright life of Abraham Lincoln, his eminent services in the struggle for the life of the nation, culminating in his martyrdom, which event we recognize as the legitimate work of the monster slavery, to whose extirpation (as the cause of the late unjustifiable and bloody rebellion) his latter days were devoted, will ever render his memory sacred in the hearts of his countrymen, ranking him next the "Father of his Country," our beloved Washington, and qualifying him for the title of the Savior of his Country; therefore

Resolved, That the day which gave birth to Abraham Lincoln should ever be observed by the American people as one of the calendar days of the Republic

Resolved, That in honor of the birthday of Abraham Lincoln, February twelfth, when this House adjourns, it adjourns to meet on Tuesday, February thirteenth.

On the adoption of the resolutions, Messrs. Hogle, Collier, and Ward, demanded the ayes and noes, and the resolutions were adopted, by the following vote:

AYES—Messrs. Anthony, Ayer, Batchelder, Bosquit, Bowman, Braly, Brown of Amador, Brown of Contra Costa, Bugbee, Campbell, Chamberlain, Clayton, Coghlan, Collier, Corey, Dorr, Dornin, Dutton, Dwyer, Eagar, Goodall, Greene, Hamlin, Hansbrow, Hatch, Hill, Hogle, Hopper, Howard, Huestis, Hunt of Sacramento, Ireland, Johnson, Kidder, Lee, Leech, Maholmb, Meredith, Olds, Pattison, Perrin, Reed, Sawyer, Sexton, Sherwood, Singleton, Smith of Butte, Smith of El Dorado, Steele, Stewart, Taylor, Wilcox, and Mr. Speaker—53

NOES—Messrs. Bledsoe, Brown of Tulare, Chase, Downing, Goodwin, Hawkins, Hearst, Hoag, Holden, Hollister, Lupton, Luttrell, Mace, McClelland, Murch, Peterson, Satterwhite, Ward, and Zuck—19.

Mr. Chamberlain moved to make Senate bill No. 42, an Act to amend an Act entitled an Act to amend an Act prescribing rules for the government of the State Library, approved March eighth, eighteen hundred and sixty-one, approved March twenty-first, eighteen hundred and sixty-four, and Assembly bill No. 261, an Act for prescribing rules for the government of the State Library, and providing for the election of a State Librarian, the special order for next Wednesday week.

The House so ordered.

Mr. Hogle offered the following resolution:

Resolved, That the Sergeant-at-Arms be and is hereby authorized and directed to erase the name of Cornelius Brown, joint fireman of the Senate and Assembly, from the roll of employes of the Assembly, and the Controller of State be notified of the action of this House.

Adopted.

Mr. Smith of Butte offered a concurrent resolution relating to the Income Tax.

Read first and second times, and referred to the Committee on Federal Relations.

On motion of Mr. Downing, the House took up Senate bill No. 23, (the Registry Act.)

Mr. Brown of Contra Costa moved to make the bill the special order for next Tuesday week.

Mr. Bugbee moved to amend by inserting next Thursday week.

Carried.

The motion of Mr. Brown of Contra Costa as amended, was adopted.

INTRODUCTION OF BILLS.

Bills were introduced as follows :

By Mr. Dornin, for an Act to amend an Act entitled an Act concerning corporations, approved April twenty-second, eighteen hundred and fifty.

Read first and second times, referred to the Committee on Corporations, and the usual number ordered printed.

By Mr. Ward, for an Act making the office of County Assessor of Merced County a salaried office.

Read first and second times, and ordered on file.

By Mr. Peterson, for an Act for the relief of José Antonio Sanchez, late Captain Company D, First Battalion Native Cavalry, California Volunteers, and José Redona late First Lieutenant of the same battalion and company.

Read first and second times, and referred to the Committee on Military Affairs.

By Mr. Kidder, for an Act granting to certain parties the right to construct and maintain a turnpike road within the Counties of El Dorado and Amador.

Read first and second times, and referred to the El Dorado and Amador delegations.

By Mr. Reed, for an Act to authorize the removal of certain deceased persons.

Read first and second times, and ordered on file.

By Mr. Bledsoe, for an Act to fix the terms of the County Court and Probate Court of the County of Sonoma.

Read first and second times, and referred to the Sonoma delegation.

By Mr. Collier, for an Act for an amendment to the Constitution of the State of California.

Read first and second times, and referred to the Judiciary Committee.

By Mr. Lee, for an Act requiring the monthly payment of the salaries of County Judge and District Attorney in the County of Alpine.

Read first and second times, rules suspended, considered engrossed, read third time, and passed

At twelve o'clock and five minutes P. M., on motion of Mr. Sawyer, the House adjourned.

IN ASSEMBLY.

HOUSE OF ASSEMBLY,
Tuesday, February 13th, 1866. }

House met pursuant to adjournment.

Speaker in the Chair.

Roll called.

Quorum present.

Prayer by the Chaplain.

Journal of Saturday last read and approved.

Mr. Olds had leave of absence for two days, Mr. Maholmb had indefinite leave, and all other absentees had leave for one day each.

REPORTS.

Mr. Hogle, from the Committee on Engrossment, made the following report:

MR. SPEAKER:—The Committee on Engrossment have examined, and found correctly engrossed, substitute for Assembly bill No. 182, an Act to establish a paid fire department for the City and County of San Francisco;

Also, Assembly bill No. 192, an Act authorizing and directing the Board of Supervisors of Sierra County to issue the bonds of said county for the sum of twenty thousand dollars to the Marysville and Beckwith Pass Turnpike Road Company;

Also, Assembly bill No. 289, an Act to regulate fees in office of the Sheriff, also providing for additional deputies for the County Recorder in Nevada County;

Also, Assembly bill No. 297, an Act to authorize Edward Bent, his associates and assigns, to clear the channel and render navigable the stream in Contra Costa County known as the Arroya del Hembra.

HOGLE, for Committee.

Mr. Corey, Chairman of the Committee on Enrolment, made the following report:

MR. SPEAKER:—The Committee on Enrolment have examined, and found correctly enrolled, Assembly bill No. 48, an Act to authorize certain parties to build a turnpike road from Sonora, Tuolumne County, to Copperopolis, Calaveras County;

Also, Assembly bill No. 56, an Act for the relief of J. B. Cook, County Treasurer of Lake County;

Also, Assembly bill No. 101, an Act for the relief of James D. McCormick;

Also, Assembly bill No. 170, an Act supplementary to an Act entitled an Act to provide for the construction of a macadamized road in the City and County of San Francisco, and for the collection of tolls thereon, approved April fourth, eighteen hundred and sixty-four;

Also, Assembly bill No. 177, an Act to authorize the County of Yuba to donate sixty-five thousand dollars to the Yuba Railroad Company, and to provide for the payment of the same, and other matters relating thereto;

And on Saturday, the tenth day of February, eighteen hundred and sixty-six, presented the same to the Governor for his approval.

COREY, Chairman.

Mr. Meredith made the following report:

MR. SPEAKER:—The Sierra delegation, to whom was referred Senate bill No. 167, an Act to amend an Act entitled an Act in relation to the county officers of the County of Sierra, approved May seventeenth, eighteen hundred and sixty-one, and the Acts amendatory thereof, report the same back, with an amendment, and recommend its passage as amended.

Senate bill No. 167, above reported, was taken up, the amendment adopted, read third time, and passed.

Mr. Bledsoe made the following report:

Mr. SPFAKER:—The Sonoma delegation, to whom was referred Assembly bill No. 304, an Act to fix the terms of the County Court and Probate Court of the County of Sonoma, having had the same under consideration, beg leave to report it back, and recommend its passage.

BLEDSON, for Delegation.

Assembly bill No. 304, above reported, was taken up, the rules suspended, considered engrossed, read third time, and passed.

Mr. Sawyer gave notice of the introduction of a bill for an Act to appropriate California's portion of money towards the erection of a monument to the memory of Abraham Lincoln.

On motion of Mr. Holden, the House concurred in the Senate amendment to Assembly bill No. 136, an Act granting the right of way over certain lands in the Counties of Lake and Mendocino for the construction of a wagon road.

INTRODUCTION OF BILLS.

Bills were introduced as follows:

By Mr. Kidder, for an Act for the relief of Wells, Fargo & Co.

Read first and second times, and referred to the Committee on Claims.

By Mr. Hill, for an Act to amend section first of an Act relating to the First Judicial District, and to fix the time for holding the Courts in the said district, approved April fourth, eighteen hundred and sixty-four.

Read first and second times, and referred to the delegation from the First Judicial District.

By Mr. Huestis, for an Act for an amendment to the Constitution of the State of California.

Read first and second times, and referred to the Judiciary Committee.

By Mr. Wilson, for an Act to give mileage to grand and trial jurors in the County of Alameda.

Read first and second times, and ordered on file.

By Mr. Coghlan, for an Act relating to public roads in Lake County.

Read first and second times, referred to the Committee on Roads and Highways, and the usual number ordered printed.

By Mr. Goodall, for an Act to submit the question of the removal of the county seat of the County of Mono to the qualified voters thereof.

Read first and second times, and referred to the Committee on Counties and County Boundaries.

By Mr. Lupton, for an Act to amend an Act to provide for the appointment and prescribe the duties of guardians, passed April nineteenth, eighteen hundred and fifty.

Read first and second times, and referred to the Judiciary Committee.

Also, for an Act to amend an Act entitled an Act to regulate the settlement of the estates of deceased persons, passed May first, eighteen hundred and fifty-one.

Read first and second times, and referred to the Judiciary Committee.

Also, for an Act to amend an Act entitled an Act to regulate the settlement of the estates of deceased persons, passed May first, eighteen hundred and fifty-one, and other Acts amendatory thereto, passed May twentieth, eighteen hundred and sixty-one.

Read first and second times, and referred to the Judiciary Committee.

By Mr. Dwyer, for an Act concerning the police department of the City and County of San Francisco.

Read first and second times, and referred to the San Francisco delegation.

By Mr. Reed, for an Act concerning official publications for the County of Yolo.

Read first and second times, and ordered on file.

By Mr. Greene, for an Act to amend an Act entitled an Act to provide for the annulling of certificates of purchase of lands sold on credit and declared forfeited for non-payment of interest or principal, and for the relief of purchasers of swamp and overflowed lands.

Read first and second times.

Mr. Greene moved that it be referred to the Judiciary Committee.

Mr. Eagar moved to amend by referring to the Committee on Swamp and Overflowed Lands.

The House refused.

Mr. Holden moved to refer the bill to the Committee on Public Lands.

The House refused.

The motion of Mr. Greene to refer to the Judiciary Committee was sustained.

By Mr. Ireland, for an Act to regulate the times for holding the terms of the County Court and Probate Court of Monterey County.

Read first and second times, and ordered on file

By Mr. Huestis, for an Act supplemental to the Criminal Practice Act of this State.

Read first and second times, and referred to the Judiciary Committee.

By Mr. Reed, for an Act to develop the agricultural interests and to aid in the construction of a canal for the purposes of irrigation and inland trade in the Counties of Colusa, Yolo, and Solano.

Read first and second times, and referred to the Committee on Internal Improvements.

GENERAL FILE.

On motion of Mr. Goodall, Assembly bill No. 35, an Act for ascertaining, by proper proofs, the citizens who shall be entitled to the right of suffrage at elections held within this State, and to prevent fraudulent voting at such elections, was made the special order for February twenty-second.

Assembly bill No. 146, an Act making appropriations for deficiencies in the appropriations made for the fifteenth, sixteenth, and seventeenth fiscal years, ending the thirtieth day of June, eighteen hundred and sixty six—recommitted, with special instructions, reported, read third time, and passed.

Assembly bill No. 219, an Act to legalize and confirm a certain contract made between the County of Santa Clara, by the Board of Supervisors thereof and the Western Pacific Railroad Company, bearing date the twenty-eighth day of March, A. D. eighteen hundred and sixty-five—read third time, and passed.

Assembly bill No. 258, an Act amendatory of and supplementary to an Act entitled an Act for the preservation of seals, or sea lions, at and near the entrance of the Harbor of San Francisco, approved April eighteenth, eighteen hundred and sixty-three—read third time, and passed.

Assembly bill No. 266, an Act to change the name of Lucy Ada Ladd—read third time, and passed.

Assembly bill No. 43, an Act to provide for the speedy completion of the State Capitol building—read third time, and passed.

Senate bill No. 168, an Act changing the time of assessing the value of real and personal property, and collecting the taxes levied thereon for State and county purposes in the County of Sierra—read third time, and passed.

Assembly bill No. 286, an Act to fix the salary of the Superintendent of Common Schools of El Dorado County—ordered engrossed.

Assembly bill No. 162, an Act to create the County of Inyo, to define its boundaries and provide for its organization—ordered engrossed.

Assembly bill No. 218, an Act for the construction of a turnpike road from Lake County across the mountain to Yolo County—amendments adopted, and ordered engrossed.

Assembly bill No. 293, an Act to extend the time for the completion of the Marysville and Beckwith Pass Turnpike—ordered engrossed.

Assembly bill No. 295, an Act to change the name of H. H. Custer to H. H. Koster—ordered engrossed.

Assembly bill No. 129, an Act to amend an Act entitled an Act to divide the State into Congressional Districts, and fix the time to elect Representatives to Congress—rules suspended, considered engrossed, read third time, and passed.

Mr. Zuck moved to indefinitely postpone Assembly bill No. 67, an Act for the relief of purchasers of swamp land within the limits of the Tulare canal grant.

Messrs Meredith, Hogle, and Leech, demanded the previous question. Sustained.

Upon which, Messrs. Goodall, Meredith, and Collier, demanded the ayes and noes, and the House refused to postpone, by the following vote :

AYES—Messrs. Anthony, Ayer, Bugbee, Campbell, Collier, Corey, Dwyer, Goodall, Greene, Hatch, Hogle, Ireland, Leech, Luttrell, Meredith, Murch, Pattison, Perrin, Singleton, and Zuck—19.

NOES—Messrs. Ayer, Batchelder, Bledsoe, Bosquit, Bowman, Braly, Brown of Amador, Brown of Tulare, Coghlan, Dutton, Hamlin, Hansbrow, Hawkins, Hill, Hoag, Holden, Hollister, Huestis, Johnson, Kidder, Lee, Lupton, Mace, Parrish, Peterson, Sawyer, Satterwhite, Sexton, Smith of Butte, Smith of El Dorado, Steele, Stewart, Tilden, Ward, Wilcox, and Wilson—36.

The bill was then read third time, and passed.

Assembly bill No 270, an Act supplementary to an Act entitled an Act to provide for the appointment of Notaries Public, and defining their duties—recommitted with special instructions, reported, the Clerk instructed to insert an enacting clause, read third time, and passed.

Assembly bill No 272, an Act to amend an Act entitled an Act to amend an Act supplementary to an Act to amend an Act to prevent the trespassing of animals upon private property, approved the seventeenth day of May, eighteen hundred and sixty-one, approved April twenty-fifth, eighteen hundred and sixty-three—read third time, and passed.

Assembly bill No. 161, an Act to exempt from stamp duty certain contracts of insurance—read third time, and passed.

The hour of one o'clock p. m. having arrived, the House took its usual recess.

HOUSE RE-ASSEMBLED.

At two o'clock p. m., the House re-assembled (Mr. Leech in the Chair)
Roll called.

Quorum present.

GENERAL FILE RESUMED.

Assembly bill No. 102, an Act supplementary and amendatory to an Act entitled an Act concerning partnerships for mining purposes, approved April fourth, eighteen hundred and sixty-four.

Messrs. Hogle, Pattison, and Singleton, demanded the previous question.

Sustained.

On the passage of the bill, Messrs. Lee, Smith of El Dorado, and Dorr, demanded the ayes and noes, and the bill passed, by the following vote:

AYES—Messrs. Anthony, Bosquit, Bowman, Brown of Amador, Brown of Tulare, Bugbee, Coghlan, Corey, Dwyer, Eagar, Hamlin, Hatch, Hill, Hogle, Ireland, Kidder, Leech, McClelland, Meredith, Pattison, Reed, Sexton, Singleton, Smith of Butte, Steele, Tilden, Ward, and Mr. Speaker—28.

NOES—Messrs. Batchelder, Bledsoe, Braly, Campbell, Collier, Dorr, Dornin, Hansbrow, Hearst, Hoag, Hopper, Lee, Lemon, Lupton, March, Perrin, Peterson, and Smith of El Dorado—18.

Mr. Brown of Amador gave notice of a motion to reconsider the above vote.

Senate bill No. 10, an Act to authorize Mart T Smith to construct and maintain a wharf at Punta Arenas, in the County of Mendocino—read third time, and passed.

Senate bill No. 21, an Act to grant the right to construct a bridge across the Albion River, near its mouth—read third time, and passed.

Senate bill No. 159, an Act to amend an Act entitled an Act to grant the right to construct a wagon road in Tulare County, approved April twenty-seventh, eighteen hundred and sixty-three—read third time, and passed.

Assembly bill No. 83, an Act to authorize C. E. Gliddon to construct a wharf at Punta Arenas, in Mendocino County—ordered engrossed.

Assembly concurrent resolution No. 40, requesting our Senators and Representatives in Congress to procure the establishment of a mail route from Smith's Post Office to Upper Mattole Valley, and the establishment of Post Offices along the route—amendment adopted, and the resolution as amended adopted.

Assembly bill No. 192, an Act to regulate the meetings of the Board of Supervisors of Alpine County, and fix their compensation—ordered engrossed.

Assembly bill No. 300, an Act making the office of County Assessor of Merced County a salaried office—ordered engrossed.

Assembly bill No. 303, an Act to authorize the removal of the bodies of certain deceased persons—rules suspended, considered engrossed, read third time, and passed.

On motion of Mr. Lee, Assembly bill No. 192, an Act to regulate the meetings of the Board of Supervisors of Alpine County, and fix their compensation, was taken up, the rules suspended, considered engrossed, read third time, and passed.

MESSAGES FROM THE SENATE.

The following messages were received from the Senate :

SENATE CHAMBER,
February 13th, 1866. }

Mr. SPEAKER :—The Senate, this day passed, under a suspension of the rules, Senate bill No. 144, an Act in relation to roads and highways in the County of Sonoma, to provide for the election of one County Commissioner of Roads and Highways, and prescribe his duties, and repeal all other Acts so far as they conflict with the provisions thereof.

CHAS. W. GORDON,
Assistant Secretary. .

SENATE CHAMBER,
February 13th, 1866. }

Mr. SPEAKER :—The Senate, on the fifth instant, passed Senate bill No. 182, an Act to amend an Act entitled an Act to fund the indebtedness of Calaveras County, approved April twenty-first, eighteen hundred and sixty-three ;

Also, passed Senate bill No. 183, an Act amendatory of and supplemental to an Act entitled an Act to grant the right to construct a turnpike road from Campo Seco to Mokelumne Hill, thence to the Big Tree Grove, near Big Meadows, in Calaveras County.

CHAS. W. GORDON,
Assistant Secretary.

CONSIDERATION OF SENATE MESSAGES.

Senate bill No. 144, above reported, read first and second times, and on motion of Mr. Blodsoe, the rules were suspended, the bill read third time, and passed.

Senate bill No. 182, above reported, read first and second times, and referred to the Calaveras delegation.

Senate bill No. 183, above reported, read first and second times, and referred to the Calaveras delegation.

On motion of Mr. Holden, at three o'clock p. m., the House adjourned.

IN ASSEMBLY.

HOUSE OF ASSEMBLY,
Wednesday, February 14th, 1866. }

House met pursuant to adjournment.

Speaker in the Chair.

Roll called.

Quorum present.

Prayer by the Chaplain.

Journal of yesterday read and approved.

Mr. Hopper presented a petition from residents of Mono County for a change of the county seat of said county.

Referred to the Committee on Counties and County Boundaries.

Mr. Holden presented a petition from residents of Mendocino County for a grant of a charter to John Byrnes for a toll bridge across the Noyo River.

Referred to the Committee on Commerce and Navigation.

REPORTS.

Mr. Kidder, from the Committee on Public Morals, made the following report:

MR. SPEAKER:—The Committee on Public Morals, to whom was referred Senate bill No. 115, an Act to change the name of Bridget Louisa Howard to Margaret Louisa Byrne, having had the same under consideration, respectfully report it back, and recommend its passage.

KIDDER, for Committee.

Mr. Hogle, from the Committee on Engrossment, made the following report:

MR. SPEAKER:—The Committee on Engrossment have examined, and found correctly engrossed, Assembly bill No. 25, an Act to authorize the Treasurer of Santa Cruz County to collect the taxes of said county, and relating to the salary of said Treasurer;

Also, Assembly bill No. 232, an Act to authorize Ellen Stockmon, administratrix of the estate of D. E. Stockmon, deceased, and guardian of Florence Stockmon and Ralph Stockmon, minor heirs of said D. E. Stockmon, to sell certain land of said estate;

Also, Assembly bill No. 279, an Act to authorize the administrator of the estate of Thomas G. Sanford, deceased, to sell and convey certain real estate;

Also, Assembly bill No. 294, an Act to provide for the boarding of the prisoners in the County Jail of Butte County, and for furnishing supplies for the County Infirmary of said county.

HOGLE, for Committee.

Mr. Clayton made the following report:

MR. SPEAKER:—The San Francisco delegation, to whom was referred Senate bill No. 125, an Act to authorize and empower the Board of Supervisors of the City and County of San Francisco to modify the grade of streets in said city and county, have had the same under consideration, report it back, and recommend its passage;

Also, Assembly bill No. 296, an Act to authorize John Y. Wilson and George W. Stevens to carry on the packing business within certain limits in the City and County of San Francisco, have made some amendments thereto, and recommend its passage as amended;

Also, Senate bill No. 25, an Act concerning the fees of jurors and witnesses in the City and County of San Francisco, report it back, and recommend its passage.

CLAYTON, for Delegation.

Mr. Coney, Chairman of the Committee on Enrolment, made the following report:

MR. SPEAKER:—The Committee on Enrolment have examined, and

found correctly enrolled, Assembly bill No 10, an Act to amend an Act entitled an Act to create a Board of Water Commissioners in the County of San Bernardino, and to define their duties, approved February eighteenth, A D eighteen hundred and sixty-four;

Also, Assembly bill No. 46, an Act to appropriate money to pay the claim of O. M. Clayes;

Also, Assembly bill No. 72, an Act to change the name of William Vaughan to William V. Lanfar;

Also, Assembly bill No. 76, an Act to authorize the Controller of State to issue duplicate warrants to August Steurer;

Also, Assembly bill No. 77, an Act to provide for the prevention of conflagrations and the protection of property saved from fire in the City and County of San Francisco;

Also, Assembly bill No. 110, an Act to fix the salaries of the County Judges of the Counties of Shasta, Trinity, and Tehama, and to provide for the payment of the same;

Also, Assembly bill No. 214, an Act to authorize the Town of Grass Valley to contract a debt and to issue bonds for the construction of waterworks to supply said town with water;

Also, Assembly bill No 221, an Act to change the name of Addie Laird to that of Addie E. Long;

Also, Assembly bill No. 227, an Act to change the name of Harry Thompson to John Jacob Holz;

Also, Assembly bill No 247, an Act authorizing the Treasurer of the County of Sacramento to pay the warrant of P. J. O'Neal;

And on Tuesday, the thirteenth day of February, eighteen hundred and sixty-six, delivered the same to the Governor for his approval.

The committee have also examined, and found correctly enrolled, Assembly concurrent resolution No. 37, relating to the report of the Surveyor-General;

Also, Assembly concurrent resolution No 41, authorizing the joint committee to investigate charges against the State Controller, and revenue officers of Trinity County, to employ a shorthand reporter;

Also, Assembly concurrent resolution No. 43, requesting our delegation in Congress to procure a semi-weekly mail route from Suisun City, Solano County, through Gordon Valley, Rag Cañon, and Berryessa Valley, to Lower Lake, in Lake County.

And on Tuesday, the thirteenth day of February, eighteen hundred and sixty-six, deposited the same in the office of the Secretary of State.

COREY, Chairman.

Mr. Ayer made the following report:

MR. SPEAKER:—The Calaveras delegation, to whom was referred Senate bill No. 182, an Act to amend an Act entitled an Act to fund the indebtedness of Calaveras County, approved April twenty-first, eighteen hundred and sixty-three, have had the same under consideration, respectfully report it back, and recommend its passage;

Also, Senate bill No. 183, an Act amendatory of and supplemental to an Act entitled an Act to grant the right to construct a turnpike road from Campo Seco to Mokelumne Hill, thence to the Big Tree Grove, near Big Meadows, in Calaveras County, report it back, and recommend its passage.

AYER, for Delegation.

On motion of Mr. Ayer, Senate bill No. 182, an Act to amend an Act

to fund the indebtedness of Calaveras County, approved April twenty-first, eighteen hundred and sixty-three, was taken up, read third time, and passed.

On motion of Mr. Ayer, Senate bill No. 183, an Act amendatory of and supplemental to an Act entitled an Act to grant the right to construct a turnpike road from Campo Seco to Mokelumne Hill, thence to the Big Tree Grove, near Big Meadows, in Calaveras County, was taken up, read third time, and passed.

NOTICES OF BILLS.

Notices of the introduction of bills were given as follows:

By Mr. Wiggin, for an Act to legalize an order of the Board of Supervisors of the City and County of San Francisco, granting the use of certain streets to the Front street, Mission, and Ocean Railroad Company;

Also, for an Act entitled an Act to provide for the settlement of certain land claims within the City and County of San Francisco.

By Mr. Howard, for an Act to fix the terms of the District Court for the County of San Mateo.

INTRODUCTION OF BILLS.

Bills were introduced as follows:

By Mr. Mace, for an Act for the better protection of stock raisers.

Read first and second times, referred to the Committee on Agriculture, and the usual number ordered printed.

By Mr. Wilcox, for an Act to appropriate money to pay the claim of Owen Curran

Read first and second times, and referred to the Committee on Claims, together with an accompanying memorial from Owen Curran.

By Mr. Lee, for an Act appropriating money to purchase the California Supreme Court Reports.

Read first and second times, and ordered on file.

By Mr. Pattison, for an Act to authorize E. M. Hall, his associates and assigns, to construct and maintain a wagon and turnpike road from Polley's Station, Nevada County, to Summit City, Nevada County, and collect toll thereon.

Read first and second times, and referred to the Committee on Roads and Highways

By Mr. Satterwhite, for an Act to provide for the collection of delinquent taxes upon certain real estate and improvements assessed to unknown owners in the County of San Bernardino.

Read first and second times, and ordered on file.

Mr. Howard moved that Mr. Godoy, Consul of the Republic of Mexico, be invited to take a seat by the Speaker.

The motion prevailed.

Messrs. Howard, Hill, and Coghlan, were appointed a committee to conduct Señor Godoy to his seat.

Señor Godoy appeared, escorted by the committee above named, and was presented to the House by the Speaker.

Whereupon, on motion of Mr. Hopper, at eleven o'clock and thirty-eight minutes, A. M., the House took a recess of five minutes for the purpose of cheering for the Republic of Mexico.

HOUSE RE-ASSEMBLED.

At eleven o'clock and forty minutes A. M., the House re-assembled.
Speaker in the Chair.

FURTHER INTRODUCTION OF BILLS.

Bills were further introduced as follows:

By Mr. Bowman, for an Act supplementary to an Act entitled an Act to amend an Act entitled an Act to grant the right of way for a railroad track within the corporate limits of the City and County of San Francisco, approved May fourteenth, eighteen hundred and sixty-two, approved April eighth, eighteen hundred and sixty-three.

Read first and second times, and referred to the San Francisco delegation.

By Mr. Hansbrow, for an Act to provide for erecting and fencing the plot of ground occupied as a State burial ground.

Read first and second times, and referred to the Committee on Public Buildings.

By Mr. Wiggin, for an Act to confer additional powers on the Board of Supervisors of the City and County of San Francisco.

Read first and second times, and referred to the San Francisco delegation.

Also, for an Act to incorporate the National Guard, a company of the uniformed militia of this State.

Read first and second times, and referred to the Committee on Corporations.

By Mr. Hill, for an Act to legalize the assessment of taxes for the years A. D. eighteen hundred and sixty-five and eighteen hundred and sixty-six, for the County of Santa Barbara.

Read first and second times, and ordered on file.

By Mr. Sawyer, for an Act to repeal certain Acts concerning official bonds.

Read first and second times, and referred to the Judiciary Committee.

By Mr. Meredith, for an Act to change the boundary line between the Counties of Yuba and Sierra.

Read first and second times, and referred to the Yuba and Sierra delegations.

GENERAL FILE.

Assembly bill No. 310, an Act to give mileage to grand and trial jurors in the County of Alameda—ordered engrossed.

Assembly bill No. 317, an Act concerning official publication for the County of Yolo—ordered engrossed.

Assembly bill No. 319, an Act to regulate the times for holding the terms of the County Court and Probate Court of Monterey County—ordered engrossed.

Mr. Hunt of Santa Clara made the following report:

Mr. SPEAKER:—The Santa Clara delegation, to whom was referred Assembly bill No. 231, an Act to construct a railroad in the County of Santa Clara, beg leave to report back the same, with amendments, and respectfully recommend its passage as amended

HUNT, for Delegation.

Mr. Bosquit offered a preamble and the following resolution :

Resolved, That the whole sympathies of the people of this State are with the Mexican patriots in their struggle, and whenever the National Government may think it time to interfere and strike a blow in favor of an oppressed nation, that this State will be ready to do her share in the good cause in ridding Mexico of her invaders.

Mr. Lupton offered as a substitute a concurrent resolution relating to the Monroe doctrine, and indorsing the National Administration as the best judge as to the time and mode of vindicating the honor of the American people.

To which Mr. Dornin offered the following amendment :

Resolved, That the usurper received his greatest encouragement from the members of the Democratic party, and the invasion was a part of the programme of secession, and the Empire was intended as a place of refuge for defeated rebels.

Adopted.

On motion of Mr Sawyer, the resolutions were referred to the Committee on Federal Relations.

Mr Hogle, from the Committee on Engrossment, made the following report :

MR. SPEAKER:—The Committee on Engrossment have examined, and found correctly engrossed, Assembly bill No 290, an Act to amend an Act entitled an Act supplemental to and to amend an Act entitled an Act providing for the time of holding the several Courts of record in this State, approved April twenty-seventh, eighteen hundred and sixty-three, approved April fourth, eighteen hundred and sixty-four.

HOGLE, for Committee.

On motion of Mr. Smith of El Dorado, the House reconsidered the vote whereby Assembly bill No. 102, an Act supplementary and amendatory to an Act entitled an Act concerning partnerships for mining purposes, approved April fourth, eighteen hundred and sixty-four, was passed.

Mr. Brown of Contra Costa moved to recommit, with special instructions.

Mr. Yule moved to make the bill, with the proposed amendments, the special order for next Tuesday week, and order them printed.

The House so ordered.

MESSAGE FROM THE GOVERNOR.

The following message was received from the Governor :

STATE OF CALIFORNIA, EXECUTIVE DEPARTMENT, }
Sacramento, February 14th, 1866. }

To the Assembly of the State of California :

I have to inform your honorable body that I have approved Assembly bill No. 10, an Act to amend an Act entitled an Act to create a Board of Water Commissioners in the County of San Bernardino, and to define their duties, approved February eighteenth, eighteen hundred and sixty-four;

Also, Assembly bill No. 177, an Act to authorize the County of Yuba to donate sixty-five thousand dollars to the Yuba Railroad Company, and to provide for the payment of the same, and other matters relating thereto;

Also, Assembly bill No. 27, an Act to confer additional powers upon the Board of Supervisors of the City and County of San Francisco, and upon the Auditor and Treasurer thereof, and to authorize certain appropriations of money by said Board;

Also, Assembly bill No. 154, an Act to provide for the collection of delinquent taxes in the City of Stockton;

Also, Assembly bill No. 170, an Act supplementary to an Act entitled an Act to provide for the construction of a macadamized road in the City and County of San Francisco, and for the collection of tolls thereon, approved April fourth, eighteen hundred and sixty-four;

Also, Assembly bill No. 101, an Act for the relief of James D. McCormick;

Also, Assembly bill No. 110, an Act to fix the salary of the County Judges of the Counties of Shasta, Trinity, and Tehama, and to provide for the payment of the same;

Also, Assembly bill No. 214, an Act to authorize the Town of Grass Valley to contract a debt and to issue bonds for the construction of waterworks to supply said town with water;

Also, Assembly bill No. 76, an Act to authorize the Controller of State to issue duplicate warrants to August Steurer;

Also, Assembly bill No. 72, an Act to change the name of William Vaughan to William V. Lanfar;

Also, Assembly bill No. 227, an Act to change the name of Harry Thompson to John Jacob Holz;

Also, Assembly bill No. 46, an Act to appropriate money to pay the claim of O. M. Claves;

Also, Assembly bill No. 221, an Act to change the name of Addie Laird to that of Addie E. Long;

Also, Assembly bill No. 247, an Act authorizing the Treasurer of Sacramento County to pay the warrant of P. J. O'Neal;

Also, substitute for Assembly bill No. 77, an Act to provide for the prevention of conflagrations and the protection of property saved from fire in the City and County of San Francisco;

Also, substitute for Assembly bill No. 21, an Act to authorize José Maria Loureyro, José Arnaz, Juan Camarillo, Angel Ascaudan, A. Packard, and Victor Ustusanstegui, to build a wharf at San Buenaventura, in the County of Santa Barbara;

Also, Assembly bill No. 48, an Act to authorize certain parties to build a turnpike road from Sonora, Tuolumne County, to Copperopolis, Calaveras County.

FRED'K F. LOW,
Governor.

At twelve o'clock and thirty minutes P. M., on motion of Mr. Wilson, the House adjourned.

IN ASSEMBLY.

HOUSE OF ASSEMBLY,
Thursday, February 15th, 1866. }

House met pursuant to adjournment.

Speaker in the Chair.

Roll called.

Quorum present.

Prayer by the Reverend J. H. Warren.

Journal of yesterday read and approved.

Mr. Anthony presented a petition from the Board of Supervisors of Santa Cruz County, remonstrating against any change in the boundary line of said county.

Referred to the Committee on Counties and County Boundaries.

Mr. Taylor presented a petition from T. B. Affleck for provision for the payment of certain war bonds.

Referred to the Committee on Claims

REPORTS.

Mr. Brown of Contra Costa, Chairman of the Judiciary Committee, made the following minority report :

MR. SPEAKER :—The Judiciary Committee, to whom was referred Senate bill No 62, an Act for the relief of Charles C. Beard, have had the same under consideration, and the undersigned members of said committee respectfully submit the following report to the Assembly :

It is proposed by the bill under consideration to release Charles C. Beard, a minor, from all the disabilities of infancy to the extent that he shall be authorized to contract and be contracted with to the same extent and with the same effect as if he was of full age. The law of this State, and of all others, (it is believed,) provides that males shall be deemed of full and legal age when they shall be twenty-one years old, and not before. Such has been the law for ages. It is proposed by this bill to break down this time-honored principle, not by a general law providing that all young men over nineteen and under twenty-one years shall be deemed of full and lawful age, but to provide in this special case that the person named shall be relieved from the disabilities of infancy. While we recognize the power of the Legislature to enact such a law, we are opposed to the policy of such legislation, and protest against it. Special laws should not be passed to apply to particular cases which would be unwise if made general in their provisions. Universal and well established rules should never be overthrown in any case, unless for the most urgent reasons.

The facts in this case, as represented to the committee, are not deemed sufficient to warrant the passage of this bill; therefore, the undersigned recommend that it do not pass.

BROWN,
AYER,
GREENE,
SMITH of El Dorado,
LONG,
Minority of Committee.

Mr. Brown of Contra Costa, Chairman of the Judiciary Committee, also made the following report:

MR. SPEAKER:—The Judiciary Committee, to whom was referred Assembly bill No. 196, an Act in relation to probate sales, have had the same under consideration, and respectfully report it back to the Assembly, and recommend its passage.

BROWN, Chairman.

Mr. Lee, from a majority of the Judiciary Committee, made the following report:

MR. SPEAKER:—The undersigned, a majority of the Judiciary Committee present, have had under consideration Senate bill No. 62, an Act for the relief of Charles C. Beard, report the same back, and recommend its passage. The undersigned deem it necessary to state that they are in principle opposed to any change in the law fixing the majority of males at twenty-one years, but they regard this case as one presenting strong reasons for a departure from the general rule, and believing that no rule of action is so fixed as not to admit of exceptions, they ask that this young man may have his majority one year in advance of the period fixed by law, and thus enable him to contribute to the support of a family in part dependent upon his industry.

LEE,
GOODWIN,
BOWMAN,
LUPTON,
LUTTRELL,
HOPPER.

Majority of Committee.

Mr. Chappell, from the Committee on Swamp and Overflowed Lands, reported back Assembly bill No. 240, an Act amendatory of and supplementary to an Act entitled an Act to provide for the sale of certain lands belonging to the State, passed April twenty-seventh, eighteen hundred and sixty-three, without recommendation.

Mr. Olds had leave to withdraw the above bill.

Mr. Meredith, Chairman of the Committee on Mileage, made the following report:

MR. SPEAKER:—The Committee on Mileage beg leave to present the following report of mileage due special committee for visiting the Reform School, near Marysville, and recommend the adoption of the accompanying resolution:

To whom due.	Amounts.
T. J. Sherwood.....	\$22 40
S. C. Bugbee	22 40
R. H. Ward	22 40
J. D. Goodwin	22 40
J. B. Maholmb.....	22 40

Resolved, By the Assembly, that the Controller of State is hereby required to draw his warrant on the State Treasurer, payable out of the Contingent Fund of the Assembly, for the following amounts :

In favor of T. J. Sherwood, for twenty-two dollars and forty cents;
 In favor of S. C. Bugbee, for twenty-two dollars and forty cents;
 In favor of R. H. Ward, for twenty-two dollars and forty cents;
 In favor of J. D. Goodwin, for twenty-two dollars and forty cents;
 In favor of J. B. Maholmb, for twenty-two dollars and forty cents.

MEREDITH, Chairman,
 ANTHONY,
 HILL,
 McCLELLAND.

The resolution above reported was adopted.

Mr. Meredith offered the following resolution :

Resolved, That ninety-three dollars and sixty cents be allowed to Assemblymen Chappell, Wiggin, and Long, each, and forty-six dollars and eighty cents to C. D. Lyman, and Henry Orman, each, as mileage for travelling to and from San Francisco and Stockton while in the discharge of committee duties, to be paid out of the money appropriated for the contingent expenses of the Assembly.

The resolution above reported was adopted.

Mr. Wilcox, Chairman of the Committee on Corporations, made the following report :

MR. SPEAKER :—The Committee on Corporations, to whom was referred Assembly bill No. 159, an Act for the relief of the Kohler Brothers Silver Mining Company, have had the same under consideration, and report it back to the House, and recommend that it do not pass.

WILCOX, Chairman.

Mr. Eagar, Chairman of the Committee on Ways and Means, made the following report :

MR. SPEAKER :—The Committee on Ways and Means, to whom was referred Senate bill No. 180, an Act to legalize and provide for the collection of delinquent taxes in the County of Stanislaus, respectfully report the same back, and recommend that it be referred to the Judiciary Committee.

EAGAR, Chairman.

Senate bill No. 180, above reported, was referred to the Judiciary Committee.

Mr. Wilson, Chairman of the Committee on Engrossment, made the following report :

MR. SPEAKER :—The Committee on Engrossment have examined, and found correctly engrossed, Assembly bill No. 83, an Act to authorize C. E. Gliddon to construct and maintain a wharf at Punta Arenas, in Mendocino County ;

Also, Assembly bill No. 172, an Act to regulate fees in office in the County of Siskiyou ;

Also, Assembly bill No. 281. an Act for the relief of J. C. Kingsley;

Also, Assembly bill No. 285. an Act to authorize the Board of Supervisors of Santa Cruz County to issue and sell bonds of said county, and to provide for the payment of the same, and other matters relating to the revenue of said county;

Also, Assembly bill No 306. an Act requiring monthly payment of the salaries of County Judge and District Attorney in the County of Alpine.

WILSON, Chairman.

Mr. Holden made the following report:

MR. SPEAKER:—The special committee to whom was referred Assembly bill No 49, an Act to establish an Agricultural and Mechanical Arts College in Sonoma County, have had the same under consideration, and report it back to the Assembly with a substitute therefor, and recommend the adoption of the substitute.

HOLDEN, for Committee.

On motion of Mr. Holden, the usual number of copies of the substitute above reported was ordered printed.

Mr. Peterson made the following report:

MR. SPEAKER:—The delegation from the First Judicial District, to whom was referred Assembly bill No 308. an Act to amend section one of an Act relating to the First Judicial District, and to fix the time for holding the Courts in said district, approved April fourth, eighteen hundred and sixty-four, having had the same under consideration, beg leave to report it back, and recommend its passage.

PETERSON.
SATTERWHITE,
PARRISH.
JOHNSON,

Mr. Batchelder made the following report:

MR. SPEAKER:—The Yuba and Sierra delegation, to whom was referred Assembly bill No. 333. an Act to change the boundary line between the Counties of Yuba and Sierra, having had the same under consideration, report it back, and recommend its passage.

BATCHELDER, for Delegation.

On motion of Mr. Ayer, Senate bill No. 23, (the Registry Act.) was taken up, and made the special order for Friday, February twenty-third.

Mr. Sexton gave notice that he would introduce a bill for an Act to amend an Act entitled an Act to provide revenue for the support of the government of this State, approved May seventeenth, eighteen hundred and sixty-one.

INTRODUCTION OF BILLS.

Bills were introduced as follows:

By Mr. Howard, for an Act to fix the terms of the District Court for the County of San Mateo.

Read first and second times, rules suspended, considered engrossed, read third time, and passed

By Mr. Eagar, for an Act to establish a Police Court in the City of Oakland, and define its jurisdiction, duties, and fees of Court and its officers.

Read first and second times, and referred to the Alameda delegation.

By Mr. Ward, for an Act to confer certain powers on the Board of Supervisors of Merced County.

Read first and second times, and referred to the Mariposa and Merced delegations

By Mr. Wilcox, for an Act for the encouragement of mining.

Read first and second times, and referred to the Committee on Mines and Mining Interests

By Mr. Parrish, for an Act making the office of Treasurer of Los Angeles County a salaried office.

Read first and second times, and ordered on file.

By Mr. Brown of Contra Costa, for an Act to amend an Act entitled an Act to regulate proceedings in civil cases in the Courts of justice of this State, passed April twenty-ninth, eighteen hundred and fifty-one, and all Acts amendatory thereof and supplemental thereto.

Read first and second times, and referred to the Judiciary Committee.

By Mr. Chappell, for an Act to amend an Act entitled an Act to amend an Act entitled an Act concerning Courts of justice of this State and judicial officers, approved March twenty-fourth, eighteen hundred and sixty-four.

Read first and second times, and referred to the Judiciary Committee.

By Mr. Brown of Amador, for an Act to amend an Act to regulate the fees of certain officers in Amador County, approved April sixth, eighteen hundred and fifty-nine.

Read first and second times, and referred to the Judiciary Committee.

Also, for an Act relative to the office of District Attorney of the County of Amador.

Read first and second times, and referred to the Judiciary Committee.

By Mr. Wiggin, for an Act to legalize an order of the Board of Supervisors of the City and County of San Francisco granting the use of certain streets to the Front street, Mission, and Ocean Railroad Company.

Read first and second times, and referred to the San Francisco delegation.

Also, for an Act to provide for the settlement of certain land claims within the City and County of San Francisco.

Read first and second times, and referred to the Committee on Public Lands.

By Mr. Cogblan, for an Act for the relief of S. F. Doane.

Read first and second times, and referred to the Committee on Claims.

By Mr. Hunt of Santa Clara, for an Act to change the name of Laura Henry to Laura Ellen Hellyer.

Read first and second times, and ordered on file

By Mr. Wiggin, for an Act to amend an Act entitled an Act to authorize Henry Owens to construct a marine railway in the City and County of San Francisco, approved April nineteenth, eighteen hundred and sixty-two.

Read first and second times, and referred to the Committee on Commerce and Navigation.

By Mr. Dutton, for an Act authorizing Charles Imbourg to remove the dead bodies of horses and cattle in San Francisco.

Read first and second times, and referred to the San Francisco delegation.

By Mr. Hopper, for an Act to amend an Act entitled an Act to regulate proceedings in civil cases in the Courts of justice of this State, passed

April twenty-ninth, eighteen hundred and fifty-one, and the Act amendatory thereof approved April twenty-seventh, eighteen hundred and sixty-three.

Read first and second times, and made the special order for Monday, February the twenty-sixth.

GENERAL FILE.

Assembly bill No. 25, an Act to authorize the Treasurer of Santa Cruz County to collect the taxes of said county, and relating to the salary of said Treasurer—read third time, and passed.

Assembly bill No. 279, an Act to authorize the administrator of the estate of Thomas G. Sanford, deceased, to sell and convey certain real estate—read third time, and passed.

Senate bill No. 115, an Act to change the name of Bridget Louisa Howard to Margaret Louisa Byrne—read third time, and passed.

Senate bill No. 125, an Act to authorize and empower the Board of Supervisors of the City and County of San Francisco to modify the grade of streets in said city and county—read third time, and passed.

Assembly bill No. 296, an Act to authorize John Y. Wilson and George W. Stevens to carry on the packing business within certain limits of the City and County of San Francisco—recommitted.

Senate bill No. 25, an Act concerning the fees of jurors and witnesses in the City and County of San Francisco—read third time, and passed.

Assembly bill No. 231, an Act to provide for a railroad within the County of Santa Clara—amendments adopted, rules suspended, considered engrossed, read third time, and passed.

Assembly bill No. 324, an Act appropriating money to purchase the California Supreme Court Reports—considered in Committee of the Whole.

IN ASSEMBLY.

Reported, with recommendation that the bill be referred to the Judiciary Committee.

The bill was so referred.

Assembly bill No. 326, an Act to provide for the collection of delinquent taxes upon certain real estate and improvements assessed to unknown owners in the County of San Bernardino—ordered engrossed.

The hour having arrived for the consideration of the

SPECIAL ORDER,

Memorial to Congress and concurrent resolution, relating to granting United States bonds in lieu of certain lands to the Central Pacific Railroad Company, it was, on motion of Mr. Sawyer, made the special order for Friday, February twenty-eighth, at twelve o'clock M.

Assembly bill No. 330, an Act to legalize the assessment of taxes for the years A. D. eighteen hundred and sixty-five and eighteen hundred and sixty-six, for the County of Santa Barbara—rules suspended, considered engrossed, read third time, and passed.

MESSAGE FROM THE SENATE.

The following message was received from the Senate :

SENATE CHAMBER,
February 15th, 1866. }

Mr. SPEAKER:—The Senate, this day, passed Senate bill No. 188, an Act to amend an Act entitled an Act to amend an Act entitled an Act to make certain offices in Calaveras County salaried offices, approved April twenty-fifth, eighteen hundred and sixty-three, approved March twenty-second, eighteen hundred and sixty-four;

Also, on yesterday, passed Assembly bill No. 202, an Act authorizing and directing the Board of Supervisors of Sierra County to issue the bonds of said county for the sum of twenty thousand dollars to the Marysville and Beckwith Pass Turnpike Road Company;

Also, this day, passed Assembly bill No. 200, an Act to amend an Act entitled an Act supplemental to and to amend an Act entitled an Act providing for the time of holding the several Courts of record in this State, approved April twenty-seventh, eighteen hundred and sixty-three, approved April fourth, eighteen hundred and sixty-four;

Also, on the 14th instant, adopted Senate concurrent resolution No. 33, providing for printing twelve hundred copies of the State Geologist's letter.

CHAS. W. GORDON,
Assistant Secretary.

Senate bill No. 188, above reported, read first and second times, and referred to the Calaveras delegation.

The House concurred in Senate concurrent resolution No 33, above reported

On motion of Mr. Coghlan, at twelve o'clock and ten minutes P. M., the House adjourned.

IN ASSEMBLY.

HOUSE OF ASSEMBLY.
Friday, February 16th, 1866. }

House met pursuant to adjournment.

Speaker in the Chair.

Roll called.

Quorum present.

Prayer by the Chaplain.

Journal of yesterday read and approved.

Mr. Reed had indefinite leave of absence.

REPORTS.

Mr. Meredith, Chairman of the Committee on Mileage, made the following report:

Mr. SPEAKER:—The Committee on Mileage beg leave to make the following report of mileage for the State Hospital Committee, for services rendered, and recommend the adoption of the accompanying resolution:

To whom due.	Amounts.
J. L. Downing.....	\$93 60
T. J. Sherwood.....	93 60
E. F. Taylor.....	93 60
C. H. Chamberlain.....	93 60

Resolved, By the Assembly, that the Controller of State be authorized to draw his warrant on the State Treasurer, payable out of the Contingent Fund of the Assembly, for the following amounts :

In favor of J. L. Downing, for ninety-three dollars and sixty cents;
 In favor of T. J. Sherwood, for ninety-three dollars and sixty cents;
 In favor of E. F. Taylor, for ninety-three dollars and sixty cents;
 In favor of C. H. Chamberlain, for ninety-three dollars and sixty cents.

The committee also recommend the adoption of the following resolution :

Resolved, By the Assembly, the Senate concurring, that W. P. Tilden be allowed mileage from Sacramento to San Francisco, thence to Stockton, returning by the same route, (four hundred and sixty-eight miles,) he having necessarily accompanied the committee to investigate the affairs of the Insane Asylum ; one-half to be paid out of the Contingent Fund of the Assembly, and one-half out of the Contingent Fund of the Senate.
 MEREDITH, Chairman.

The resolution above reported was adopted.

The concurrent resolution above reported was also adopted.

Mr. Meredith, Chairman of the Committee on Mileage, also made the following report :

MR. SPEAKER.—The Committee on Mileage beg leave to present the following report of mileage due the Sergeant-at-Arms and witnesses during the investigation by the committee on the explosion of the steamer Yosemite, and recommend the adoption of the accompanying resolution :

To whom due.	Amounts.
Benjamin Dore, two trips to San Francisco.....	\$117 00
Lewis Coffee, witness	58 50
James Gannon, as messenger to Solano County	58 50
Charles C. Bemis, witness.....	58 50
Robert Baurhyte, witness.....	58 50
Samuel Aitkin, witness.....	58 50

Resolved, By the Assembly, that the Controller of State is hereby required to draw his warrant on the State Treasurer, payable out of the Contingent Fund of the Assembly, for the following amounts :

In favor of Benjamin Dore, for one hundred and seventeen dollars;
 In favor of Lewis Coffee, for fifty-eight dollars and fifty cents;
 In favor of James Gannon, for fifty-eight dollars and fifty cents;
 In favor of Charles C. Bemis, for fifty-eight dollars and fifty cents;
 In favor of Robert Baurhyte, for fifty-eight dollars and fifty cents;
 In favor of Samuel Aitken, for fifty-eight dollars and fifty cents.

MEREDITH, Chairman.
 ANTHONY.

The resolution above reported was adopted.

Mr. Corey, Chairman of the Committee on Enrolment, made the following report:

MR. SPEAKER:—The Committee on Enrolment have examined, and found correctly enrolled, Assembly bill No. 136, an Act granting the right of way over certain lands in the Counties of Lake and Mendocino for the construction of a wagon road;

Also, Assembly bill No. 139, an Act supplemental to an Act entitled an Act to authorize the Board of Supervisors of Sutter County to construct a bridge across Feather River, approved April eleventh, eighteen hundred and fifty-nine;

And on this, the sixteenth day of February, eighteen hundred and sixty-six, delivered the same to the Governor for his approval.

COREY, Chairman.

Mr. Howard, Chairman of the Committee on Public Lands, made the following report:

MR. SPEAKER:—The Committee on Public Lands, having had under consideration Assembly bill No. 344, an Act to provide for the settlement of certain land claims within the City and County of San Francisco, finding it a bill of great local importance, report it back to the House, with the recommendation that the usual number of copies be printed, and that the bill be referred to the San Francisco delegation.

HOWARD, Chairman.

The recommendation above reported was adopted.

Mr. Sherwood, Chairman of the Committee on Public Expenditures and Accounts, made the following report:

MR. SPEAKER:—The Committee on Public Expenditures and Accounts, having examined and found correct the following accounts, beg leave to report the same, and recommend the adoption of the accompanying resolution:

To whom due.	Amounts.
Benjamin Dore, for serving Speaker's warrants.....	\$10 00
Benjamin Dore, for carriage hire for committee.....	6 00
A. C. Bidwell, for copies of Coroner's verdict.....	10 00
Lewis Coffee, for three days' attendance on committee.....	6 00
James Gannon, for attendance on committee.....	42 00
C. C. Bemis, for attendance on committee	6 00
R. Baurhyte, for attendance on committee.....	6 00
S. Aitken, for attendance on committee	6 00

Resolved, That the Controller of State be and he is hereby authorized and required to draw his warrants on the Contingent Fund of the Assembly in favor of the following named persons :

In favor of Benjamin Dore, for sixteen dollars ;
 In favor of A. C. Bidwell, for ten dollars ;
 In favor of Lewis Coffee, for six dollars ;
 In favor of James Gannon, for forty-two dollars ;
 In favor of C. C. Bemis, for six dollars ;
 In favor of R. Baurhyte, for six dollars ;
 In favor of S. Aitken, for six dollars.

SHERWOOD, Chairman.

Adopted.

Mr Sherwood, Chairman of the Committee on Public Expenditures and Accounts, also made the following report :

Mr. SPEAKER :—The Committee on Public Expenditures and Accounts, having had the following bills under consideration, beg leave to report the same as correct, and recommend the adoption of the accompanying resolution :

To whom due.	Amounts.
Joseph Harris, room rent for two months.....	\$70 00
Benjamin Dore, postage and box rent.....	108 00
D. W. Clark, gas fixtures.....	20 50
Hobby & Potter, two rooms for two months.....	110 00
G. H. Knowlton & Co., two months' room rent.....	60 00
D. Kendall, rent of room for Judiciary Committee.....	30 00
H. Klays, room rent for one month.....	22 00
M. McManus, room rent for one month.....	25 00
H. B. Sheldon, copy of papers.....	10 00
S. V. Blakeslee, Weekly Pacific for session.....	45 00
Dewey & Vaughn, Mountain Messenger for session.....	36 00
Penry & Page, Amador Dispatch for session.....	2 50
Express Printing Company, Marysville Express.....	63 50
T. A. Springer, Amador Ledger for session.....	6 00
James Anthony & Co, Sacramento Union.....	154 50
Lank Higgins & Co, Napa Reporter for session.....	27 00
E. B. Boust, Dutch Flat Enquirer for session.....	15 00
Chase & Boruck, Spirit of the Times for session.....	9 00

Resolved, That the Controller of State be and he is hereby authorized and required to draw his warrants on the Contingent Fund of the Assembly in favor of the following named persons :

In favor of Joseph Harris, for seventy dollars ;
 In favor of Benjamin Dore, for one hundred and eight dollars ;
 In favor of D. W. Clark, for twenty dollars and fifty cents ;
 In favor of Hobby & Potter, for one hundred and ten dollars ;
 In favor of G. H. Knowlton & Co, for sixty dollars ;
 In favor of D. Kendall, for thirty dollars ;

In favor of H. Klays, for twenty-five dollars;
 In favor of M. McManus, for twenty-five dollars;
 In favor of H. B. Sheldon, for ten dollars;
 In favor of S. V. Blakeslee, for forty-five dollars;
 In favor of Dewey & Vaughn, for thirty-six dollars;
 In favor of Penry & Page, for two dollars and fifty cents;
 In favor of Express Printing Company, for sixty-three dollars and fifty cents;
 In favor of T. A. Springer, for six dollars;
 In favor of James Anthony & Co., for one hundred and fifty-four dollars and fifty cents;
 In favor of Lank Higgins & Co., for twenty-seven dollars;
 In favor of E. B. Boust, for fifteen dollars;
 In favor of Chase & Boruck, for nine dollars.

SHERWOOD, Chairman.

Adopted.

Mr Stewart, from the Committee on Engrossment, made the following report:

MR. SPEAKER:—The Committee on Engrossment have examined, and found correctly engrossed, Assembly bill No 129, an Act to amend an Act, entitled an Act to divide the State into Congressional Districts, and fix the time to elect Representatives to Congress;

Also, Assembly bill No 192, an Act to regulate the meetings of the Board of Supervisors of Alpine County, and fix their compensation;

Also, Assembly bill No 218, an Act to provide for the construction of a turnpike road from Lake County across the mountain to Yolo County;

Also, Assembly bill No. 286, an Act to fix the salary of the Superintendent of Common Schools of El Dorado County;

Also, Assembly bill No. 293, an Act to extend the time for the completion of the Marysville and Beckwith Pass Turnpike;

Also, Assembly bill No. 295, an Act to change the name of H. H. Custer to H. H. Köster;

Also, Assembly bill No. 300, an Act making the office of County Assessor of Merced County a salaried office;

Also, Assembly bill No 303, an Act to authorize the removal of the bodies of certain deceased persons;

Also, Assembly bill No. 304, an Act to fix the terms of the County Court and Probate Court of the County of Sonoma;

Also, Assembly bill No 310, an Act to give mileage to grand and trial jurors in the County of Alameda;

Also, Assembly concurrent resolution No. 40, requesting our Senators and Representatives in Congress to procure the establishment of a mail route from Smith's Post Office to Upper Mattole Valley, and the establishment of Post Offices along the route.

STEWART, for Committee.

Mr Clayton, Chairman of the Committee on Commerce and Navigation, made the following report:

MR. SPEAKER:—The Committee on Commerce and Navigation, to whom was referred Assembly bill No. 238, an Act granting to the Board of Supervisors of Alpine County the right to charge and collect toll for the floating and transportation of wood, saw logs, and lumber, down

the main Carson River, in said county, have carefully considered the same, report it back, and recommend its passage;

Also, Senate bill No. 44, an Act to authorize the establishing of a steam ferry between Vallejo and Mare Island, in the County of Solano, report it back and recommend its passage;

Also, Assembly bill No. 149, an Act to define and establish the width of East street between Market and Clay streets, in the City and County of San Francisco, report it back, with a substitute, and recommend the passage of the substitute.

. CLAYTON, Chairman.

Mr. Hatch made the following report:

MR. SPEAKER:—The committee to whom was referred Assembly bill No. 277, an Act granting the Kearsarge Road Company and their assigns the right to construct and maintain a toll road, and collect tolls thereon, have considered the same, and report a substitute for the bill, and recommend the passage of the substitute.

HATCH, for Committee.

Mr. Ayer made the following report:

MR. SPEAKER:—The Calaveras delegation, to whom was referred Senate bill No. 188, an Act to amend an Act entitled an Act to amend an Act entitled an Act to make certain offices in Calaveras County salaried offices, approved April twenty-fifth, eighteen hundred and sixty-three, approved March twenty second, eighteen hundred and sixty-four, have had the same under consideration, and respectfully report it back to the Assembly, and recommend its passage.

AYER, for Delegation.

On motion of Mr. Ayer, the rules were suspended, and Senate bill No. 188, above reported, was read third time, and passed.

Mr. Hill offered a concurrent resolution relating to the interference of European powers with and the establishment of a monarchical government in Mexico.

Mr. Perrin moved to refer the resolution to the Committee on Federal Relations.

The hour for the consideration of the special order of the day having arrived, it was, on motion of Mr. Eagar, postponed until after the consideration of the resolution offered by Mr. Hill.

Mr. Perrin asked leave to withdraw his motion to refer.

The House refused

Messrs Singleton, Mace, and Stewart, demanded the previous question. Sustained.

On the motion to refer, Messrs. Holden, Dornin, and Luttrell, demanded the ayes and noes, and the House refused, by the following vote:

AYES—Messrs. Anthony, Ayer, Bosquit, Bowman, Brown of Contra Costa, Campbell, Chamberlain, Chappell, Clayton, Collier, Dornin, Dutton, Goodall, Greene, Hatch, Hollister, Howard, Hunt of Sacramento, Hunt of Santa Clara, Ireland, Leech, Long, Lupton, Meredith, Murch, Pattison, Perrin, Sawyer, Sexton, Smith of Butte, Smith of El Dorado, Stewart, Taylor, and Zuck—34.

NOES—Messrs. Batchelder, Bledsoe, Braly, Brown of Amador, Brown of Tulare, Cogblan, Corey, Dorr, Downing, Dwyer, Eagar, Goodwin, Hamlin, Hansbrow, Hawkins, Hearst, Hill, Hoag, Hogle, Holden, Hop-

per, Huestis, Lee, Lemon, Luttrell, Mace, McClelland, Olds, Parrish, Peterson, Satterwhite, Sherwood, Singleton, Steele, Tilden, Ward, Wiggin, Wilcox, Wilson, and Mr. Speaker—40.

On the adoption of the resolution, Messrs. Hill, Luttrell, and Dornin, demanded the ayes and noes, and the resolution was adopted, by the following vote :

AYES—Messrs. Anthony, Ayer, Batchelder, Bledsoe, Bosquit, Bowman, Braly, Brown of Amador, Brown of Contra Costa, Brown of Tulare, Campbell, Chamberlain, Chappell, Clayton, Coghlan, Collier, Corey, Dorr, Dornin, Downing, Dutton, Dwyer, Eagar, Goodall, Goodwin, Greene, Hamlin, Hansbrow, Hatch, Hawkins, Hearst, Hill, Hoag, Hogle, Holden, Hollister, Hopper, Howard, Huestis, Hunt of Sacramento, Hunt of Santa Clara, Ireland, Lee, Leech, Lemon, Long, Lupton, Luttrell, Mace, McClelland, Meredith, Murch, Olds, Parrish, Pattison, Perrin, Peterson, Sawyer, Satterwhite, Sherwood, Singleton, Smith of Butte, Smith of El Dorado, Steele, Stewart, Taylor, Tilden, Wiggin, Wilcox, Wilson, Zuck, and Mr. Speaker—72.

NOES—Messrs. Sexton, and Ward—2.

Mr. Dwyer offered a concurrent resolution, providing for the payment of one hundred and seventy-five dollars to Charles E. Williams, for mileage and attendance as a witness before the joint special committee to investigate charges against the Controller and revenue officers of Trinity County.

Adopted.

The special order of the day, Assembly bill No. 155, an Act to exempt mining claims from the common law rules of forfeiture, and Assembly bill No. 40, an Act for acquiring and maintaining title to quartz mining claims, was then taken up.

On motion of Mr. Smith of El Dorado, Assembly bill No. 40, an Act for acquiring and maintaining the title to quartz mining claims, was first taken up, and on motion of Mr. Hearst, was referred to the Judiciary Committee, together with amendments offered by Mr. Pattison.

Assembly bill No. 155, an Act to exempt mining claims from the common law rules of forfeiture, was also referred to the Judiciary Committee.

Mr. Eagar made the following report :

MR. SPEAKER :—The Alameda delegation, to whom was referred Assembly bill No. 335, have examined the same, respectfully report it back, with amendments, and recommend its passage as amended.

EAGAR,
WILSON.

Assembly bill No. 335, an Act to establish a Police Court in the City of Oakland, and define its jurisdiction, duties, and fees of Court and its officers, above reported, was taken up, amendment adopted, rules suspended, considered engrossed, read third time, and passed.

Mr. Chamberlain made the following report :

Mr. SPEAKER:—The San Joaquin delegation, to whom was referred Assembly bill No. 187, have considered the same, report it back, and recommend its passage.

CHAMBERLAIN, for Delegation.

MESSAGE FROM THE GOVERNOR.

The following message was received from the Governor :

STATE OF CALIFORNIA, EXECUTIVE DEPARTMENT, }
Sacramento, February 16th, 1866. }

To the Assembly of the State of California:

I have the honor to transmit herewith a communication from the Consul of the Republic of Mexico, resident in San Francisco, expressing thanks on behalf of the government he represents for the cordial reception extended to him by your honorable body on a recent occasion.

In this connection I cannot refrain from suggesting that a concurrent resolution by the Legislature, expressive of the sympathy entertained by California for the noble men who are sacrificing their lives in defence of republican liberty in Mexico against the assaults of European enemies, would be a source of encouragement for them to persevere in their righteous cause, while at the same time it could not fail to meet the almost unanimous approval of the people of this State.

FRED'K F. LOW,
Governor.

[For the communication referred to in the above message, see Appendix.]

MESSAGE FROM THE SENATE.

The following message was received from the Senate :

SENATE CHAMBER, }
February 16th, 1866. }

Mr. SPEAKER:—The Senate, on the thirteenth instant, passed Senate bill No. 155, an Act entitled an Act to provide for the changing the commencement of the term of office of the District Attorney for the County of Yuba ;

Also, passed Senate bill No. 208, an Act to amend an Act entitled an Act in relation to the Board of Supervisors of the County of Butte, to define their powers and duties, and other matters relating thereto, and to reduce public expenses and taxation in said county, approved April fourth, eighteen hundred and sixty-four ;

Also, passed Senate bill No. 214, an Act entitled an Act to authorize the Board of Supervisors of Merced County to levy an additional tax for county purposes ;

Also, passed Senate bill No. 215, an Act to provide for the payment of contingent expenses, and to abolish the Hospital Fund of Alpine County ;

Also, on the fifteenth instant, passed Senate bill No. 225, an Act to authorize the Board of Supervisors of Amador County to levy a special tax for bridge purposes.

CHARLES W. GORDON,
Assistant Secretary.

CONSIDERATION OF SENATE MESSAGE.

Senate bill No. 155, above reported, read first and second times, and referred to the Yuba delegation.

Senate bill No. 208, above reported, read first and second times, and referred to the Butte delegation.

Senate bill No. 214, above reported, read first and second times, and referred to the Merced delegation.

Senate bill No. 225, above reported, read first and second times, and referred to the Amador delegation.

Senate bill No. 215, above reported, read first and second times, and referred to the Alpine and Amador delegations.

The hour of one o'clock, P. M., having arrived, the House took its usual recess.

HOUSE RE-ASSEMBLED.

At two o'clock P. M., the House re-assembled.

In the absence of the Speaker and the Speaker pro. tem., the Chief Clerk called the House to order.

On motion of Mr. Holden, Mr. Eagar took the Chair.

Roll called.

No quorum present.

On motion of Mr. Holden, a call of the House was ordered.

The roll was called, and Messrs. Anthony, Bowman, Brown of Contra Costa, Campbell, Clayton, Dornin, Dwyer, Hatch, Hogle, Hollister, Howard, Huestis, Hunt of Sacramento, Mace, Maholmb, McClelland, Meredith, Parrish, Peterson, Smith of Butte, Taylor, Wiggin, Wilcox, Wilson, and Zuck, were absent without leave.

Mr. Braly moved to suspend further proceedings under the call.

The House refused.

At two o'clock and eight minutes P. M., the Speaker appeared and took the Chair, and declared the previous proceedings since the re-assembling of the House out of order.

Mr. Holden and Chamberlain appealed.

Ruled out of order.

INTRODUCTION OF BILLS.

Bills were introduced as follows:

By Mr. Goodwin, for an Act for the payment of the expenses incurred in resisting the authorities of Nevada Territory, and in executing certain writs in Plumas County.

Read first and second times, referred to the Committee on Claims, together with a memorial from the Board of Supervisors of Plumas County in relation to the payment of the Honey Lake war debt.

By Mr. Sherwood, for an Act to amend an Act entitled an Act to regulate proceedings in civil cases in the Courts of justice of this State, passed April twenty-ninth, eighteen hundred and fifty-one, and amended April twenty-seventh, eighteen hundred and sixty-three.

Read first and second times, and referred to the Judiciary Committee.

By Mr. Long, for an Act to authorize the Board of Supervisors of Tehama County to levy taxes for county purposes.

Read first and second times, rules suspended, considered engrossed, read time, and passed.

By Mr. Dutton, for an Act concerning State school poll taxes, and supplementary to and amendatory of an Act entitled an Act to provide

revenue for the support of the government of this State, approved May seventeenth, eighteen hundred and sixty-one.

Read first and second times, and referred to the Committee on Ways and Means.

By Mr. Hopper, for an Act requiring fire insurance companies and associations to mark their insured buildings.

Read first and second times, and referred to the Committee on Corporations.

By Mr. Pattison, for an Act to amend an Act entitled an Act in relation to liens of mechanics and others, approved April twenty-sixth, eighteen hundred and sixty-two.

Read first and second times, and referred to the Judiciary Committee.

By Mr. Chamberlain, for an Act to amend an Act entitled an Act to regulate proceedings in civil cases in the Courts of justice of this State, passed April twenty-ninth, eighteen hundred and fifty-one.

Read first and second times, and referred to the Judiciary Committee.

By Mr. Ireland, for an Act to amend an Act entitled an Act concerning crimes and punishments, passed April sixteenth, eighteen hundred and fifty.

Read first and second times, and referred to the Judiciary Committee.

Mr. Sawyer offered the following resolution :

Resolved, That the Clerk of the House exceeded his authority in calling the Assembly to order in the absence of the Speaker and Speaker pro tem.

Mr. Perrin offered the following as a substitute :

Resolved, As the opinion of the Assembly, that whenever the House adjourns to a designated hour, if the Speaker and Speaker pro tem are absent when that hour arrives, it is the right and duty of the Clerk of the House to call the House to order, and for the House to elect a Speaker for the time being

Mr. Sawyer moved to refer the resolutions to the Committee on Standing Rules.

Mr. Lee moved to lay the whole matter on the table.

The House refused.

The Speaker having decided that the substitute offered by Mr. Perrin, being in the nature of an amendment to the rules, should lie over one day, under the rule, Messrs. Chamberlain and Greene appealed from the decision of the Chair.

Mr. Luttrell moved to make the whole matter the special order for the first of April.

At three o'clock and fifteen minutes p. m., on motion of Mr. Bugbee, the House adjourned.

IN ASSEMBLY.

HOUSE OF ASSEMBLY,
Saturday, February 17th, 1866. }

House met pursuant to adjournment.

Speaker in the Chair.

Roll called.

Quorum present

Prayer by the Rev. Horatio Stebbins.

Journal of yesterday read and approved.

Mr. Parrish and the Committee on Education had each indefinite leave of absence.

Mr. Mace presented a petition from citizens of Fresno County for the removal of the county seat of said county, together with an Act to submit the question of the removal of the county seat of Fresno County to the qualified voters thereof.

Referred to the Committee on Counties and County Boundaries.

Mr. Ward presented a remonstrance from citizens of the same county against the removal of the county seat.

Referred to the Committee on Counties and County Boundaries.

REPORTS.

Mr. Corey, Chairman of the Committee on Enrolment, made the following report:

MR. SPEAKER:—The Committee on Enrolment have examined, and found correctly enrolled, Assembly bill No. 290, an Act to amend an Act entitled an Act supplemental to and to amend an Act entitled an Act providing for the time of holding the several Courts of record in this State, approved April twenty-seventh, eighteen hundred and sixty-three, approved April fourth, eighteen hundred and sixty-four;

Also, Assembly bill No. 292, an Act authorizing and directing the Board of Supervisors of Sierra County to issue the bonds of said county for the sum of twenty thousand dollars to the Marysville and Beckwith Pass Turnpike Company;

And on this, the seventeenth day of February, eighteen hundred and sixty-six, delivered the same to the Governor for his approval

COREY, Chairman.

Mr. Bugbee, Chairman of the Committee on Public Buildings, made the following report:

MR. SPEAKER.—The Committee on Public Buildings, to whom was referred Assembly bill No. 328, an Act to provide for the erection of a fence around the State burial ground, report the same back, and recommend its passage.

BUGBEE, Chairman.

Mr. Eagar, from the Committee on Ways and Means, reported an Act to amend an Act entitled an Act to provide revenue for the support of the government of this State, passed May seventeenth, eighteen hundred and sixty one, and recommended that the usual number of copies be ordered printed.

The above recommendation was adopted.

Mr. Kidder, Chairman of the Committee on Internal Improvements, made the following report:

Mr. SPEAKER:—The Committee on Internal Improvements, to whom was referred Senate bill No. 171, an Act to amend an Act amendatory of and supplementary to an Act for the preservation of trout, approved March twenty-seventh, eighteen hundred and sixty-two, have had the same under consideration, and report the same back, with amendments, and respectfully ask for the passage of the bill as amended.

KIDDER, Chairman.

Mr. Wilson, Chairman of the Committee on Engrossment, made the following report:

Mr. SPEAKER:—The Committee on Engrossment have examined, and found correctly engrossed, Assembly bill No. 317, an Act concerning official publications for the County of Yolo;

Also, Assembly bill No. 319, an Act to regulate the times for holding terms of the County Court and Probate Court of Monterey County;

Also, Assembly bill No. 326, an Act to provide for the collection of delinquent taxes upon certain real estate and improvements assessed to unknown owners in the County of San Bernardino;

Also, Assembly bill No. 330, an Act to legalize the assessment of taxes for the years A. D. eighteen hundred and sixty-five and eighteen hundred and sixty-six, for the County of Santa Barbara;

Also, Assembly bill No. 231, an Act to provide for a railroad within the County of Santa Clara;

Also, Assembly bill No. 334, an Act to fix the terms of the District Court for the County of San Mateo;

Also, Assembly bill No. 352, an Act to authorize the Board of Supervisors of Tehama County to levy taxes for county purposes;

Also, Assembly concurrent resolution No. 53, allowing Charles E. Williams for mileage and attendance as witness before joint special committee.

WILSON, Chairman.

Mr. Lee made the following report:

Mr. SPEAKER:—The special committee composed of the Alpine and Amador delegation, to whom was referred Senate bill No. 215, respecting a Contingent Fund of Alpine County, have considered the same, and report the bill back, with amendments, and recommend its passage as amended.

LEE,
BROWN.

On motion of Mr. Lee, Senate bill No. 215, above reported, was taken up, amendment adopted, read third time, and passed.

Mr. Ward made the following report:

Mr. SPEAKER:—The Mariposa and Merced delegation, to whom was referred Assembly bill No. 336, have had the same under consideration, and beg leave to report the same back, and recommend its passage.

WILCOX,
WARD.

Mr. Batchelder made the following report :

MR. SPEAKER:—The Yuba delegation, to whom was referred Senate bill No. 155, an Act to provide for the changing the commencement of the term of office of the District Attorney for the County of Yuba, have had the same under consideration, report it back, and recommend its passage.

BATCHELDER, for Delegation.

On motion of Mr. Batchelder, the rules were suspended, and Senate bill No. 155, above reported, was taken up, read third time, and passed.

Mr. Ward made the following report :

MR. SPEAKER:—The Merced delegation, to whom was referred Senate bill No. 214, an Act entitled an Act to authorize the Board of Supervisors of Merced County to levy an additional tax for county purposes, have had the same under consideration, and beg leave to report the same back, and recommend its passage.

WARD, for Delegation.

On motion of Mr. Ward, the rules were suspended, and Senate bill No. 214, above reported, was taken up, read third time, and passed.

Mr. Murch offered a concurrent resolution relating to a weekly mail service on the mail route from Orleans Bar, Klamath County, to Cottage Grove, in the same county.

Read first and second times, and referred to the Committee on Federal Relations.

Mr. Chamberlain offered the following resolution :

Resolved, That the Clerk of this House did not transcend his authority in calling this House to order in the absence of the Speaker and Speaker pro. tem., on Friday, February sixteenth, eighteen hundred and sixty-six.

On motion of Mr. Holden, the resolution was laid on the table.

MESSAGE FROM THE SENATE.

The following message was received from the Senate :

SENATE CHAMBER,
February 16th, 1866. }

MR. SPEAKER:—The Senate, this day, concurred in Assembly concurrent resolution No. 53, allowing Charles E. Williams for mileage and for attendance as witness before the joint special committee.

CHAS. W. GORDON,
Assistant Secretary.

NOTICES OF BILLS.

Notices of the introduction of bills were given as follows :

By Mr. Sherwood, for an Act to divide the County of Colusa, and to define the boundaries of certain other counties in this State.

By Mr. Ward, for an Act to amend an Act entitled an Act regulating rodeos.

By Mr. Brown of Amador, for an Act allowing the taxpayers of Ama-

dor County the privilege of paying their county portion of taxes in county warrants.

By Mr. Hamlin, for an Act to provide for the division of Sutter County into assessment districts, for the election of District Assessors, and to define their duties, liabilities, and compensation.

INTRODUCTION OF BILLS.

Bills were introduced as follows :

By Mr. Eagar, for an Act to amend an Act to provide revenue for the support of the government of this State, approved May seventeenth, eighteen hundred and sixty-one.

Read first and second times, referred to the Committee on Ways and Means, and the usual number ordered printed.

By Mr. Huestis, for an Act to provide pay for trial jurors and witnesses in criminal cases in Humboldt County.

Read first and second times, and ordered on file.

By Mr. Brown of Amador, for an Act to amend an Act entitled an Act to amend an Act entitled an Act concerning the Courts of justice of this State and judicial officers, approved March twenty-fourth, eighteen hundred and sixty-four.

Read first and second times, and referred to the Judiciary Committee.

By Mr. Hill, for an Act to provide for the payment of certain floating claims against the County of Santa Barbara

Read first and second times, and ordered on file.

Also, for an Act to amend an Act to fix the compensation of officers, to provide for the funding the floating debt of the County of Santa Barbara, and prohibit the contracting of any new indebtedness against said county, approved April fourth, eighteen hundred and sixty-four.

Read first and second times, and ordered on file

By Mr. Wiggin, for an Act to regulate the rates of fare on certain street railroads in the City and County of San Francisco.

Read first and second times, and referred to the San Francisco delegation.

By Mr. Goodwin, for an Act to amend an Act entitled an Act to regulate proceedings in civil cases in Courts of justice of this State, passed April twenty-ninth, eighteen hundred and fifty-one, and Acts amendatory thereof.

Read first and second times, and referred to the Judiciary Committee.

By Mr. Sexton, for an Act to amend an Act entitled an Act to provide revenue for the support of the government of this State, approved May seventeenth, eighteen hundred and sixty-one.

Read first and second times, referred to the Committee on Ways and Means, and the usual number ordered printed.

By Mr. Lecch, for an Act amendatory of an Act for the relief of the line officers of the California Volunteers in the service of the United States, approved April fourth, eighteen hundred and sixty-four.

Read first and second times, and referred to the Committee on Ways and Means.

GENERAL FILE.

Assembly bill No. 83, an Act to authorize C. E. Gliddon to construct a wharf at Punta Arenas, in Mendocino County—read third time, and passed.

Assembly bill No. 172, an Act to regulate fees in office in the County of Siskiyou—read third time, and passed.

Assembly bill No. 281, an Act for the relief of J. C. Kingsley—read third time, and passed.

Senate bill No. 62, an Act for the relief of Charles C. Beard.

Mr. Smith of El Dorado moved to place the bill on top of file for next Monday.

The House refused.

The bill was then read the third time, and on its passage, Messrs. Meredith, Corey, and Ayer, demanded the ayes and noes, and the bill was passed, by the following vote:

AYES—Messrs. Bledsoe, Bowman, Braly, Brown of Amador, Brown of Tulare, Campbell, Chamberlain, Chase, Coghlan, Dorr, Dornin, Downing, Eagar, Goodall, Goodwin, Hamlin, Hansbrow, Hatch, Hawkins, Hearst, Hill, Hoag, Holden, Hollister, Hopper, Hunt of Sacramento, Ireland, Johnson, Kidder, Lee, Lemon, Lupton, Luttrell, Mace, McClelland, Olds, Peterson, Sawyer, Satterwhite, Sexton, Smith of Butte, Steele, Stewart, Taylor, Tilden, Ward, Wilcox, and Mr. Speaker—48.

NOES—Messrs. Anthony, Ayer, Batchelder, Bosquit, Brown of Contra Costa, Bugbee, Collier, Corey, Dutton, Dwyer, Greene, Huestis, Meredith, Murch, Perrin, Sherwood, Singleton, Smith of El Dorado, Wiggin, and Zuck—20.

Assembly bill No. 196, an Act in relation to probate sales—ordered engrossed

Assembly bill No. 159, an Act for the relief of the Kohler Brothers Silver Mining Company—referred to the Judiciary Committee.

Assembly bill No. 38, an Act to amend section first of an Act relating to the First Judicial District, and to fix the time for holding the Courts in said district, approved April fourth, eighteen hundred and sixty-four—ordered engrossed.

Assembly bill No. 333, an Act to change the boundary line between the Counties of Yuba and Sierra—ordered engrossed, rules suspended, read third time, and passed.

Assembly bill No. 338, an Act making the office of Treasurer of Los Angeles County a salaried office—rules suspended, considered engrossed, read third time, and passed.

Assembly bill No. 346, an Act to change the name of Laura Henry to Laura Ellen Hellyer—rules suspended, considered engrossed, read third time, and passed.

Assembly bill No. 218, an Act for the construction of a turnpike road from Lake County across the mountain to Yolo County—returned to file.

Assembly bill No. 293, an Act to extend the time for the completion of the Marysville and Beckwith Pass Turnpike—read third time, and passed.

Assembly bill No. 295, an Act to change the name of H. H. Custer to H. H. Koster—read third time and passed.

Assembly bill No. 286, an Act to fix the salary of the Superintendent of Common Schools of El Dorado County—read third time and passed.

Assembly bill No. 300, an Act making the office of County Assessor of Merced County a salaried office—read third time, and passed.

Assembly Bill No. 310, an Act to give mileage to grand and trial jurors in the County of Alameda—read third time, and passed.

Assembly bill No. 49, an Act to establish an Agricultural and Mechanical Arts College in Sonoma County.

Mr. Holden moved that the bill be placed on top of file for next Monday.

Mr. Eagar moved to make the bill the special order for next Thursday, at twelve o'clock M.

Mr. Zuck moved to order it on file for next Friday.

The motion of Mr. Holden to place on top of file for next Monday, was adopted.

Assembly bill No. 238, an Act granting to the Board of Supervisors of Alpine County the right to charge and collect toll for the floating and transportation of wood, saw logs, and lumber, down the main Carson River, in said county—rules suspended, and the bill considered engrossed.

Mr. Downing moved to postpone for one week.

Messrs. Eagar, Bugbee, and Stewart, demanded the previous question. Sustained.

The House refused to postpone, and the bill was read third time, and passed.

Mr. Howard offered the following resolution :

Resolved, That when this House adjourns, it adjourns to meet on Tuesday the twentieth instant.

Upon which, Messrs. Chamberlain, Howard, and Stewart, demanded the ayes and noes, and the resolution was lost, by the following vote :

AYES—Messrs. Bowman, Braly, Bugbee, Corey, Eagar, Goodwin, Greene, Hearst, Hill, Hopper, Howard, Johnson, Kidder, Lupton, Peterson, Sawyer, Sexton, Ward, Wiggin, Wilcox, and Mr. Speaker—21.

NOES—Messrs. Anthony, Batchelder, Bledsoe, Bosquit, Brown of Amador, Brown of Contra Costa, Brown of Tulare, Campbell, Chamberlain, Chappell, Clayton, Collier, Dornin, Downing, Dutton, Dwyer, Goodall, Hamlin, Hansbrow, Hatch, Hoag, Holden, Huestis, Hunt of Sacramento, Ireland, Leech, Lemon, Luttrell, McClelland, Meredith, Murch, Olds, Pattison, Perrin, Sherwood, Smith of El Dorado, Steele, Stewart, Taylor, Tilden, and Wilson—41.

Messrs. Singleton, Howard, Clayton, Corey, and Johnson, had each two days' leave of absence.

The special committee on investigation of affairs of the Controller, and certain revenue officers of Trinity County, had three days' leave of absence.

Mr. Goodall gave notice of a motion to reconsider the vote whereby Senate bill No. 62, an Act for the relief of Charles C. Beard, was passed.

Mr. Sexton offered the following resolution :

Resolved, That when this House adjourns, it adjourns to meet on Tuesday morning at ten o'clock.

Ordered to lie over one day, as being in the nature of an amendment to the Standing Rule.

MESSAGE FROM THE SENATE.

The following message was received from the Senate :

SENATE CHAMBER,
February 17th, 1866. }

MR SPEAKER:—The Senate, on yesterday, passed Senate bill No. 47, an Act to provide for the construction of a telegraph line in and through the State of California, between the Atlantic and Pacific;

Also, this day, by a unanimous vote, passed Senate joint resolution No. 8, requesting the President to appoint Frederick Billings to a place in his Cabinet.

JOHN WHITE,
Secretary of Senate.

Senate bill No. 47, above reported, read first and second times, rules suspended. read third time, and passed.

Senate joint resolution No. 8, above reported, read first and second times.

Mr. Holden offered the following amendment :

Provided, That said Billings indorses the expressed views of the President in relation to negro suffrage in the District of Columbia, and the restoration of the Union.

Ruled out of order.

Mr. Holden appealed.

Mr. Wilcox moved the previous question on the appeal, which was seconded by Messrs. Clayton and Bowman.

Mr. Leech asked the unanimous consent of the House to the suspension of the rule relating to the daily recess.

Mr. Holden and others objected.

The hour of one o'clock P. M. having arrived, the House took its usual recess.

HOUSE RE-ASSEMBLED.

At two o'clock P. M., the House re-assembled.

Speaker in the Chair.

Roll called.

Quorum present.

Mr. Luttrell moved to amend Senate joint resolution No. 8, by striking out the name of Frederick Billings and inserting that of John Bigler.

Upon which, Messrs. Satterwhite, Luttrell, and Holden, demanded the ayes and noes, and the amendment was rejected, by the following vote :

AYES—Messrs. Bledsoe, Brown of Tulare, Chase, Downing, Goodwin, Hearst, Hoag, Holden, Luttrell, Mace, Satterwhite, and Ward—12.

NOES—Messrs. Anthony, Batchelder, Brown of Amador, Brown of Contra Costa, Campbell, Chamberlain, Chappell, Coghlan, Collier, Dornin, Goodall, Hamlin, Hatch, Hogle, Hopper, Huestis, Ireland, Kidder, Leech, Meredith, Murch, Olds, Pattison, Sawyer, Sherwood, Smith of El Dorado, Steele, Stewart, Taylor, Tilden, Wiggin, Wilcox, Wilson, and Mr. Speaker—34.

The resolution was then read the third time, and on its passage, Messrs.

Holden, Goodwin, and Ward, demanded the ayes and noes, and the resolution was passed, by the following vote :

AYES—Messrs. Anthony, Batchelder, Bowman, Brown of Amador, Brown of Contra Costa, Campbell, Chamberlain, Chappell, Coghlan, Collier, Dornin, Dwyer, Eagar, Goodall, Hamlin, Hatch, Hill, Hogle, Holden, Hopper, Huestis, Ireland, Kidder, Leech, Lemon, Meredith, Murch, Olds, Pattison, Perrin, Sawyer, Sherwood, Smith of Butte, Smith of El Dorado, Steele, Stewart, Taylor, Tilden, Wiggin, Wilcox, Wilson, and Mr. Speaker—42.

NOES—Messrs. Bledsoe, Brown of Tulare, Chase, Downing, Goodwin, Hearst, Hoag, Luttrell, Mace, McClelland, Satterwhite, and Ward—12.

Mr. Holden gave notice of a motion to reconsider the above vote.

Mr. Sherwood had leave to introduce an Act to appropriate money for contingent expenses of the Legislature.

Read first and second times, and considered in Committee of the Whole.

IN ASSEMBLY.

Reported, and passage recommended, rules suspended, considered engrossed, read third time, and passed.

GENERAL FILE RESUMED.

Senate bill No. 44, an Act to authorize the establishing of a steam ferry between Vallejo and Mare Island, in the County of Solano—read third time, and passed.

Substitute for Assembly bill No. 149, an Act to define and establish the width of East street between Market and Clay streets, in the City and County of San Francisco—adopted, and ordered engrossed.

Substitute for Assembly bill No. 277, an Act granting the Kearsarge Road Company and their assigns the right to maintain a toll road and collect tolls thereon—adopted, and ordered engrossed.

Assembly bill No 187, an Act to authorize the City of Stockton to re-issue bonds—ordered engrossed.

At two o'clock and twenty minutes P. M., on motion of Mr. Wilcox, the House adjourned.

IN ASSEMBLY.

HOUSE OF ASSEMBLY,
Monday, February 19th, 1866 }

House met pursuant to adjournment.

Speaker in the Chair.

Roll called.

Quorum present.

Prayer by the Chaplain.

Journal of Saturday last read and approved.

Mr. Sexton had one day's leave of absence; Messrs. Dornin and Long had each indefinite leave; Messrs. Dutton, Lupton, Hawkins, Bugbee,

and Howard, had each one day's leave; and Mr. Taylor had leave for two days.

REPORTS.

Mr. Chamberlain, Chairman of the Committee on Federal Relations, made the following report :

MR. SPEAKER :—The Committee on Federal Relations, to whom was referred Assembly concurrent resolution No. 54, in relation to the establishment of a weekly mail from Orleans Bar, Klamath County, to Cottage Grove, in the same county, having had the same under consideration, report the same back, and recommend its passage.

CHAMBERLAIN, Chairman.

Mr. Hogle, from the Committee on Engrossment, made the following report :

MR. SPEAKER :—The Committee on Engrossment have examined and found engrossed, Assembly bill No. 162, an Act to create the County of Inyo, to define its boundaries and to provide for its organization;

Also, Assembly bill No. 367, an Act to appropriate money for contingent expenses of the Legislature;

Also, Assembly bill No. 346, an Act to change the name of Laura Henry to Laura Ellen Hellyer.

HOGLE, for Committee.

Mr. Brown of Contra Costa, Chairman of the Judiciary Committee, made the following report :

MR. SPEAKER :—The Judiciary Committee, to whom was referred Assembly bill No. 180, an Act defining the rights, privileges, and duties of coparceners, joint tenants, and tenants in common in the occupation of lands and tenements held in common, have had the same under consideration, and respectfully report it back to the Assembly, with amendments, and recommend its passage as amended;

Also, Assembly bill No. 228, an Act to amend an Act entitled an Act concerning tenants in common, joint tenants, and coparceners, passed March sixth, eighteen hundred and fifty-seven, which they recommend do not pass, as the objects sought to be accomplished by this bill are embraced in the foregoing bill No. 180.

BROWN, Chairman.

Mr. Hopper, Chairman of the Committee on Counties and County Boundaries, made the following report :

MR. SPEAKER :—The Committee on Counties and County Boundaries, to whom was referred Assembly bill No. 369, an Act to submit the question of the removal of the county seat of Fresno County to the qualified voters thereof, and report it back, for the reason that it was irregularly referred, through mistake, in not having taken its regular course before reference.

HOPPER, Chairman.

Assembly bill No. 369, above reported, read first and second times, and recommitted.

Mr. Reed, from the Yolo, Napa, Lake, and Sonoma delegations, reported back Assembly bill No. 249, an Act to establish the county seat of Lake County.

[For report, see Appendix.]

Assembly bill No. 249, above reported, was referred to the Committee on Counties and County Boundaries.

Mr. Chamberlain made the following report:

MR. SPEAKER:—The San Joaquin delegation, to whom was referred an Act establishing a Board of Education for the City of Stockton, and defining the powers and duties thereof, having had the same under consideration, report it back, with amendments, and recommend its passage as amended.

CHAMBERLAIN, for Delegation.

Mr. Holden offered the following resolution:

Resolved, That the Judiciary Committee be requested to report back to this Assembly the bill introduced by Mr. Goodwin, amending that part of the Practice Act commonly known as the Specific Contract Law, at an early day.

On motion of Mr. Holden, the resolution was laid on the table.

MESSAGES FROM THE SENATE.

The following messages were received from the Senate:

SENATE CHAMBER,
February 17th, 1866. }

MR. SPEAKER:—The Senate, on yesterday, passed Senate bill No. 191, an Act providing for certain improvements in and near the City of Sacramento;

Also, passed substitute for Senate bill No. 61, an Act concerning forcible entries and unlawful detainers;

Also, passed Senate bill No. 149, an Act to secure to the miners of this State pure and unadulterated quicksilver;

Also, passed Assembly bill No. 109, an Act to authorize the executors of Joseph L. Folsom, deceased, to sell real estate of their testator at private sale, without notice, with amendment, and respectfully ask concurrence of the Assembly in the amendment;

Also, passed Assembly bill No. 199, an Act to fix the fees and mileage of jurors, and the fees of witnesses in criminal cases in and for the District Court, County Court, and grand jury in Placer County, with amendments, and respectfully ask concurrence of the Assembly in the amendments.

CHAS. W. GORDON,
Assistant Secretary.

SENATE CHAMBER,
February 19th, 1866. }

MR. SPEAKER:—The Senate, on the seventeenth instant, passed Assembly bill No. 213, an Act to authorize the County Auditor of Fresno County to issue bonds to pay for constructing and furnishing a County Jail and Court House;

Also, passed Assembly bill No. 55, an Act amendatory of and supplementary to an Act entitled an Act for the protection of game, approved May thirteenth, eighteen hundred and fifty-four, and April seventeenth, eighteen hundred and sixty-one, with amendments, and respectfully ask concurrence of the Assembly in amendments;

Also, passed Assembly bill No. 190, an Act to give mileage to grand and trial jurors in the County of Santa Clara;

Also, passed Assembly bill No. 253, an Act to change the name of William Jones;

Also, passed Assembly bill No. 306, an Act requesting monthly payment of the salaries of County Judge and District Attorney in the County of Alpine;

Also, concurred in Assembly concurrent resolution No. 40, requesting our Senators and Representatives in Congress to procure the establishment of a mail route from Smith's Post Office to Upper Mattole Valley, and the establishment of Post Offices along the route.

CHAS. W. GORDON,
Assistant Secretary.

CONSIDERATION OF SENATE MESSAGES.

Senate substitute for Senate bill No. 61, above reported, read first and second times, and referred to the Judiciary Committee.

Senate bill No. 149, above reported, read first and second times, and referred to the Committee on Mines and Mining Interests.

Senate bill No. 191, above reported, read first and second times, and referred to the Sacramento delegation.

The House concurred in Senate amendment to Assembly bill No. 109, above reported

Assembly bill No. 199, above reported, referred to the Placer delegation.

The House concurred in Senate amendments numbers one and three, and refused to concur in Senate amendments numbers two and four to Assembly bill No. 55, above reported.

Mr. Zuck offered a concurrent resolution relating to the proposed amendment to the Federal Constitution, which provides that representation shall be according to the voting population.

Referred to the Committee on Federal Relations.

Mr. Sawyer gave notice that he would introduce a bill for an Act to donate to the charitable institutions of California all the greenbacks or national bank notes now in the State Treasury.

INTRODUCTION OF BILLS.

Bills were introduced as follows:

By Mr. Chamberlain, for an Act amendatory of and supplemental to an Act entitled an Act to provide for the sale of certain lands belonging to the State, approved April twenty-seventh, eighteen hundred and sixty-three.

Read first and second times, referred to the Judiciary Committee, and the usual number ordered printed.

By Mr. Zuck, for an Act for the relief of Thomas Thompson.

Read first and second times, and referred to the Committee on Claims.

By Mr. Luttrell, for an Act concerning marks and brands in the County of Siskiyou.

Read first and second times, ordered on file for next Wednesday, and the usual number ordered printed.

By Mr. Huestis, for an Act for the relief of certain parties who may be entitled to county warrants in Humboldt County.

Read first and second times, and ordered on file.

By Mr. Clayton, for an Act to provide for the sale of the interest of the State of California in certain property within the City and County of San Francisco.

Read first and second times, and referred to a special committee composed of the Chairmen of the Judiciary Committee, on Public Lands, on Swamp and Overflowed Lands, on Commerce and Navigation, and on Ways and Means, and the usual number ordered printed.

Mr. Hopper had leave to present a petition from citizens of Sacramento County for a change in the north and northwest boundary line of the City of Sacramento.

Referred to the Sacramento delegation.

By Mr. Smith of Butte, for an Act to prevent stallions from running at large in the County of Butte.

Read first and second times, and referred to the Committee on Agriculture.

Also, for an Act to provide for the construction and repair of certain roads in Butte County.

Read first and second times, rules suspended, considered engrossed, read third time, and passed.

By Mr. Murch, for an Act to create an Interest and Sinking Fund for Klamath County.

Read first and second times, and ordered on file.

By Mr. Hopper, for an Act to provide for the prevention of conflagrations and the protection of property saved from fire in the City of Sacramento.

Read first and second times, and referred to the Sacramento delegation.

By Mr. Holden, for an Act to authorize E. J. Stevens to construct a chute and moorings at Ferguson's Landing, and collect tolls for the use thereof.

Read first and second times, and referred to the Committee on Commerce and Navigation.

By Mr. Brown of Tulare, for an Act to amend an Act entitled an Act to amend an Act entitled an Act to provide for the retention of the hides of cattle killed or slaughtered in certain counties in this State, approved April twentieth, eighteen hundred and sixty-three, approved March twenty-eighth, eighteen hundred and sixty-four.

Read first and second times, and ordered on file.

By Mr. McClelland, for an Act for the relief of Charles Cornbloom.

Read first and second times, and referred to the San Francisco delegation.

GENERAL FILE.

Assembly bill No. 317, an Act concerning official publication for the County of Yolo—read third time, and passed.

Assembly bill No. 319, an Act to regulate the times for holding the terms of the County Court and Probate Court of Monterey County—read third time, and passed.

Assembly bill No. 326, an Act to provide for the collection of delinquent taxes upon certain real estate and improvements assessed to

unknown owners in the County of San Bernardino—read third time, and passed.

Senate bill No. 171, an Act to amend an Act entitled an Act amendatory of and supplementary to an Act for the preservation of trout, approved March twenty-seventh, eighteen hundred and sixty-two—amendments to sections numbers one and two adopted, read third time, and passed.

Assembly bill No. 328, an Act to provide for erecting and fencing the plot of ground occupied as a State burial ground—considered in Committee of the Whole.

IN ASSEMBLY.

Reported, and passage recommended, rules suspended, considered engrossed, read third time, and passed.

On motion of Mr. Wilcox, the usual number of Mr. Clayton's bill relating to the inspection of steam boilers, was ordered printed.

GENERAL FILE RESUMED

Assembly bill No. 336, an Act to confer certain powers on the Board of Supervisors of Merced County—rules suspended, considered engrossed, read third time, and passed.

Assembly bill No. 359, an Act to provide pay for trial jurors and witnesses in criminal cases in Humboldt County—rules suspended, considered engrossed, read third time, and passed.

Assembly bill No. 361, an Act to provide for the payment of certain floating claims against the County of Santa Barbara—ordered engrossed.

Assembly bill No. 362, an Act to amend an Act to fix the compensation of officers, to provide for funding the floating debt of the County of Santa Barbara, and prohibit the contracting of any new indebtedness against said county, approved April fourth, eighteen hundred and sixty-four—rules suspended, considered engrossed, read third time, and passed.

Assembly bill No. 218, an Act for the construction of a turnpike road from Lake County across the mountain to Yolo County—read third time, and passed.

Mr. Chamberlain moved to place Assembly bill No. 49, an Act to establish an Agricultural and Mechanical Arts College in Sonoma County, on top of the file for to-morrow.

Mr. Luttrell moved to make the bill the special order for to-morrow at twelve o'clock m.

Mr. Lee moved to make the bill the special order for to-day at two o'clock p. m.

Mr. Sherwood rose to a point of order, viz : that the motion of Mr. Lee was not in order, a vote having been taken on Mr. Luttrell's motion, which vote was yet undetermined.

The Speaker overruled Mr. Sherwood's point of order.

Mr. Sherwood appealed from the decision of the Chair.

The decision of the Chair was sustained.

Mr. Lee withdrew his motion.

Mr. Chamberlain withdrew his motion.

The motion of Mr. Luttrell, making the bill the special order for to-morrow at twelve o'clock m., was finally carried.

On motion of Mr. Goodwin, at twelve o'clock and thirty-five minutes p. m., the House adjourned.

IN ASSEMBLY.

HOUSE OF ASSEMBLY,
Tuesday, February 20th, 1866. }

House met pursuant to adjournment.

Speaker in the Chair.

Roll called.

Quorum present.

Prayer by the Chaplain.

Mr. Greene had leave of absence for one day, Mr. Tilden for two days, and Chief Clerk Boruck had indefinite leave.

Mr. Coghlan presented a petition from citizens of Lake County against the removal of the county seat of said county.

Referred to the Committee on Counties and County Boundaries.

Mr. Bowman presented a petition from members of the San Francisco bar against the passage of Senate bill No. 92, an Act to organize and regulate the Justices' Courts in the City and County of San Francisco.

Referred to the San Francisco delegation.

REPORTS.

Mr. Chamberlain, Chairman of the Committee on Federal Relations, made the following report :

MR. SPEAKER:—The Committee on Federal Relations, to whom was referred Assembly concurrent resolution No. 55, relating to the proposed amendment of the Federal Constitution, have had the same under consideration, report it back, with an amendment, and recommend its passage as amended;

The committee also report back Assembly concurrent resolution No. 48, and also Assembly concurrent resolution No. 50, with the preamble and resolution offered by the gentleman from Placer, all of which refer to the Monroe doctrine; and as the House has already expressed its opinions in relation to that question by resolution, the committee recommend that they do not pass.

CHAMBERLAIN, Chairman.

Mr. Hatch, Chairman of the Committee on Roads and Highways, made the following report :

MR. SPEAKER:—The Committee on Roads and Highways, to whom was referred Senate bill No. 153, an Act concerning roads and highways in the County of Tuolumne, have had the same under consideration, made amendments thereto, report it back, and recommend its passage as amended.

HATCH, Chairman.

Mr. Brown of Contra Costa, from the Judiciary Committee, reported sundry bills.

[For report, see Appendix.]

Mr. Hopper, Chairman of the Committee on Counties and County Boundaries, made the following report :

MR. SPEAKER:—The Committee on Counties and County Boundaries, to whom was referred Assembly bill No. 120, an Act to authorize the legal voters of Alpine County to locate the county seat of said county by a special election, have had the same under consideration, and respectfully report the same back, without recommendation.

HOPPER,
HILL.

Mr. Wilcox, from the Committee on Counties and County Boundaries, made the following report :

MR. SPEAKER:—The Committee on Counties and County Boundaries, to whom was referred Assembly bill No. 120, an Act to authorize the legal voters of Alpine County to locate the county seat by special election, have considered the same, report it back, and recommend that it do not pass.

WILCOX,
ZUCK.

Mr. Smith of El Dorado, Chairman of the Committee on Mines and Mining Interests, made the following report :

MR. SPEAKER:—The Committee on Mines and Mining Interests, to whom was referred Senate bill No. 149, an Act to secure to the miners of this State pure and unadulterated quicksilver, having had the same under consideration, report it back, and recommend its passage.

SMITH, Chairman.

Mr. Meredith, from the Committee on Mileage, reported a concurrent resolution relating to and providing for the payment of mileage to Hiram Arents and John Doran.

Adopted.

Mr. Wilson, Chairman of the Committee on Engrossment, made the following report :

MR. SPEAKER:—The Committee on Engrossment have examined, and found correctly engrossed, Assembly bill No. 196, an Act in relation to probate sales ;

Also, Assembly bill No. 308, an Act to amend section first of an Act relating to the First Judicial District, and to fix the time for holding the Courts in the said district, approved April fourth, eighteen hundred and sixty-four ;

Also, Assembly bill No. 333, an Act to change the boundary line between the Counties of Yuba and Sierra ;

Also, Assembly bill No. 335, an Act to establish a Police Court in the City of Oakland, and define its jurisdiction, duties, and fees of Court and its officers ;

Also, Assembly bill No. 338, an Act making the office of County Treasurer of Los Angeles County a salaried office ;

Also, Assembly bill No. 238, an Act granting to the Board of Supervisors of Alpine County the right to charge and collect toll for the floating and transportation of wood, saw logs, and lumber, down the main Carson River in said county.

WILSON, Chairman.

Mr. Bosquit made the following report :

Mr. SPEAKER :—The Placer delegation, to whom was referred Assembly bill No. 199, with Senate amendments, having had the same under consideration, beg leave to report it back, and recommend its passage as amended.

BOSQUIT, for Delegation.

The House concurred in Senate amendment to Assembly bill No. 199, an Act to fix the fees and mileage of jurors, and the fees of witnesses in criminal cases in and for the District Court, County Court, and grand jury, in Placer County, above reported.

Mr. Holden verbally reported back Assembly bill No. 135, an Act providing for the construction of a wagon road from Guallalla River, in Mendocino County, to Shelter Cove, in Humboldt County, with amendments, and recommended its passage as amended.

Mr. Brown of Amador made the following report :

Mr. SPEAKER :—The delegation from Alpine and Amador, to whom was referred Senate bill No. 225, an Act to authorize the Board of Supervisors of Amador County to levy a special tax for bridge purposes, have had the same under consideration, report it back, with an amendment, and recommend its passage as amended.

BROWN,
LEE.

On motion of Mr. Lee, the vote was reconsidered whereby Assembly bill No. 238, an Act granting to the Board of Supervisors of Alpine County the right to charge and collect toll for the floating and transportation of wood, saw logs, and lumber, down the main Carson River, in said county, was passed.

Mr. Lee then offered a substitute for the above bill.

Mr. Sawyer moved to refer the substitute to the Judiciary Committee. The House refused.

The substitute offered by Mr. Lee was then read the third time, and passed.

On motion of Mr. Perrin, Senate bill No. 153, an Act concerning roads and highways in the County of Tuolumne, was taken up, amendments reported by the committee were adopted, and the bill was read third time, and passed.

Mr. Smith of Butte made the following report :

Mr. SPEAKER :—The Butte delegation having had Senate bill No 208 under consideration, beg leave to report the same back, with amendments, and recommend its passage as amended.

SMITH, for Delegation.

MESSAGE FROM THE SENATE.

The following message was received from the Senate :

SENATE CHAMBER, }
February 20th, 1866. }

Mr. SPEAKER :—The Senate, on yesterday, passed substitute for Assembly bill No 182, an Act to establish a paid fire department for the City and County of San Francisco, with amendments, and respectfully ask the concurrence of the Assembly in the amendments ;

Also, passed Assembly bill No. 202, an Act to legalize the sale of certain real estate made by the California Bible Society in the City and County of San Francisco;

Also, passed Assembly bill No. 234, an Act concerning the offices of Sheriff, County Clerk, County Recorder, County Treasurer, County Judge, and District Attorney, and fixing their compensation for the County of El Dorado;

Also, passed Assembly bill No. 242, an Act to amend an Act entitled an Act to fix the bonds of the Treasurer of the County of Santa Barbara, approved February sixth, eighteen hundred and sixty-four;

Also, passed Assembly bill No. 272, an Act to amend an Act entitled an Act to amend an Act supplementary to an Act to amend an Act to prevent the trespassing of animals upon private property, approved the seventeenth day of May, eighteen hundred and sixty-one, approved April twenty-fifth, eighteen hundred and sixty-three;

Also, passed Assembly bill No. 334, an Act to fix the terms of the District Court for the County of San Mateo;

Also, concurred in Assembly concurrent resolution No. 47, requesting our delegation in Congress to procure the sale of petroleum lands;

Also, on the sixteenth instant, passed Senate bill No. 118, an Act to authorize the guardian of William Henry Howard, a minor, to sell and convey the real estate of said minor;

Also, passed Senate bill No. 176, an Act to amend an Act entitled an Act to regulate proceedings in civil cases in the Courts of justice of this State, passed April twenty-ninth, eighteen hundred and fifty-one;

Also, this day, passed Assembly bill No. 103, an Act to abolish the office of Tax Collector in Shasta County, with amendment, and respectfully ask the concurrence of the Assembly in the amendment;

Also, passed Assembly bill No. 104, an Act to consolidate certain offices in the County of Shasta, with amendment, and respectfully ask the concurrence of the Assembly in the amendment.

CHAS. W. GORDON,

Assistant Secretary.

CONSIDERATION OF SENATE MESSAGE.

Senate bill No. 118, above reported, read first and second times, and referred to the Judiciary Committee.

Senate bill No. 176, above reported, read first and second times, and referred to the Judiciary Committee.

The House concurred in Senate amendments to Assembly bill No. 182, above reported.

The House concurred in Senate amendment to Assembly bill No. 103, above reported.

The House concurred in Senate amendment to Assembly bill No. 104, above reported.

Mr. Downing gave notice that he would introduce a bill for an Act amendatory of and supplemental to an Act entitled an Act to provide bonds for completing the Deaf, Dumb, and Blind Asylum.

INTRODUCTION OF BILLS.

Bills were introduced as follows:

By Mr. Huestis, for an Act to reduce the percentage of the Tax Collector in Humboldt County.

Read first and second times, and referred to the Judiciary Committee.

By Mr. Goodwin, for an Act to provide for the construction of a wagon road from the Town of Oroville, in the County of Butte, to Beckwith Pass, in Plumas County.

Read first and second times, and ordered on file.

By Mr. Coghlan, upon due notice, for an Act amendatory of and supplemental to an Act entitled an Act granting the right of way over certain lands in the Counties of Lake and Sonoma for the construction of a wagon road, approved March fifteenth, eighteen hundred and sixty-four.

Read first and second times, and ordered on file.

By Mr. Hansbrow, for an Act to authorize the Board of Supervisors of Sacramento County to allow and audit the claim of Hugh M. LaRue.

Read first and second times, and referred to the Sacramento delegation.

By Mr. Luttrell, for an Act for the relief of the commissioned officers of the California Volunteers in the service of the United States.

Read first and second times, and referred to the Committee on Ways and Means.

By Mr. Sexton, for an Act to amend an Act entitled an Act concerning crimes and punishments, passed April sixteenth, eighteen hundred and fifty.

Read first and second times, and referred to the Judiciary Committee.

By Mr. Brown of Amador, for an Act allowing the tax payers of Amador County the privilege of paying the county portion of their taxes in county warrants.

Read first and second times, and referred to the Committee on Ways and Means.

By Mr. Satterwhite, for an Act to amend an Act entitled an Act to amend an Act entitled an Act concerning the Board of Supervisors of the County of San Bernardino, approved March eighteenth, eighteen hundred and sixty-four.

Read first and second times, and ordered on file.

GENERAL FILE.

Assembly bill No. 162, an Act to create the County of Inyo, to define its boundaries and to provide for its organization—read third time, and passed.

Assembly concurrent resolution No 54, requesting our delegation in Congress to use their influence to procure the establishment of a weekly mail from Orleans Bar, Klamath County, to Cottage Grove, in same county—adopted.

Assembly bill No. 180, an Act defining the rights, privileges, and duties of coparceners, joint tenants, and tenants in common in the occupation of lands and tenements held in common—amendments adopted, and ordered engrossed.

Mr. Lupton had leave to withdraw Assembly bill No. 228, an Act to amend an Act entitled an Act concerning tenants in common, joint tenants, and coparceners, passed March sixth, eighteen hundred and fifty-seven.

SPECIAL ORDER.

The hour of twelve o'clock M., having arrived, the House took up Assembly bill No. 49, (special order.) an Act to establish an Agricultural and Mechanical Arts College in Sonoma County.

Mr. Eagar moved to make the bill the special order for to-morrow at two o'clock P. M.

Mr Howard moved to make the bill the special order for Saturday next at twelve o'clock M.

The House refused.

The motion of Mr. Eagar was lost.

The further consideration of the special order was postponed until after the disposition of the General File.

GENERAL FILE RESUMED.

Assembly bill No. 188, an Act establishing a Board of Education for the City of Stockton, and defining the powers and duties thereof—amendments adopted, ordered engrossed, rules suspended, considered engrossed, read third time, and passed.

Assembly bill No 373, an Act for the relief of certain parties who may be entitled to county warrants in Humboldt County—rules suspended, considered engrossed, read third time, and passed

Assembly bill No. 377, an Act to create an Interest and Sinking Fund for Klamath County—rules suspended, considered engrossed, read third time, and passed.

Assembly bill No. 380, an Act to amend an Act entitled an Act to amend an Act entitled an Act to provide for the retention of the hides of cattle killed or slaughtered in certain counties in this State, approved April twentieth, eighteen hundred and sixty-three, approved April twenty-eighth, eighteen hundred and sixty-four—referred to the Committee on Agriculture.

SPECIAL ORDER.

Assembly bill No. 49, an Act to establish an Agricultural and Mechanical Arts College in Sonoma County, was then taken up, and on motion of Mr. Eagar, the House went into Committee of the Whole, (the Speaker in the Chair,) in order to consider the bill.

IN ASSEMBLY.

At one o'clock P. M., the committee rose.

The House then took its usual recess.

HOUSE RE-ASSEMBLED.

At two o'clock P. M., the House re-assembled.

Speaker in the Chair.

Roll called.

Quorum present.

Mr. Sherwood moved a call of the House.

The House refused.

The House proceeded to further consider the special order of the day, Assembly bill No. 49, an Act to establish an Agricultural and Mechanical Arts College in Sonoma County, as in Committee of the Whole, the Speaker in the Chair.

IN ASSEMBLY.

The committee rose, reported progress, and asked leave to sit again.

At four o'clock P. M., on motion of Mr. Hoag, the House adjourned.

IN ASSEMBLY.

HOUSE OF ASSEMBLY,
Wednesday, February 21st, 1866. }

House met pursuant to adjournment.

Speaker in the Chair.

Roll called.

Quorum present.

Prayer by the Chaplain.

Journal of yesterday read and approved.

Mr. Hollister had indefinite leave of absence.

Mr. Luttrell presented a petition from citizens of Siskiyou County against the repeal of the Specific Contract Law, which was made the special order for Monday, February twenty-sixth, at twelve o'clock M.

REPORTS.

Mr. Hatch made the following report :

MR. SPEAKER :—The committee to whom was referred Assembly bill No. 325, an Act to authorize E. M. Hall, his associates and assigns, to construct and maintain a wagon and turnpike road from a point on the Dutch Flat and Donner Lake Wagon Road, near Heaton's Station, Nevada County, to Summit City, and collect toll thereon, have considered the same, and report the bill back, with amendment, and recommend its passage as amended.

HATCH, for Committee.

Assembly bill No. 325, above reported, was taken up, amendments adopted, rules suspended, considered engrossed, read third time, and passed.

Mr. Wiggin made the following report :

MR. SPEAKER :—The San Francisco delegation, to whom was referred Assembly bill No. 205, an Act for the relief of Charles P. Duane, have had the same under consideration, and beg leave to report the bill back, with the recommendation that it be indefinitely postponed ;

Also, Assembly bill No. 256, an Act to ratify and confirm certain ordinances and resolutions of the Board of Supervisors of the City and County of San Francisco, and report the bill back, and recommend its passage ;

Also, Assembly bill No. 296, an Act to authorize John Y. Wilson and George W. Stevens to carry on the packing business within certain limits in the City and County of San Francisco, and report the bill back, and recommend its passage.

WIGGIN, for Delegation.

Assembly bill No. 296, above reported, was then taken up, the rules suspended, considered engrossed, read third time, and passed.

MESSAGE FROM THE GOVERNOR.

The following message was received from the Governor :

STATE OF CALIFORNIA, EXECUTIVE DEPARTMENT, }
 Sacramento, February 20th, 1866. }

To the Assembly of the State of California :

I have to inform your honorable body that I have approved Assembly bill No. 290, an Act to amend an Act entitled an Act supplemental to and to amend an Act entitled an Act providing for the time of holding the several Courts of record in this State, approved April twenty-seventh, eighteen hundred and sixty-three ;

Also, Assembly bill No. 292, an Act authorizing and directing the Board of Supervisors of Sierra County to issue the bonds of said county for the sum of twenty thousand dollars to the Marysville and Beckwith Pass Turnpike Road Company ;

Also, Assembly bill No. 136, an Act granting the right of way over certain lands in the Counties of Lake and Mendocino for the construction of a wagon road ;

Also, Assembly bill No. 139, an Act supplemental to an Act entitled an Act to authorize the Board of Supervisors of Sutter County to construct a bridge across Feather River, approved April eleventh, eighteen hundred and fifty-nine.

FRED'K F. LOW,
Governor.

Mr. Coghlan offered the following resolution :

Resolved, That as a token of veneration and respect for the memory of the immortal Washington, that when this House adjourns, it adjourns to meet on Friday, February twenty-third.

Adopted.

Mr. Sherwood offered the following resolution :

Resolved, That the Sergeant-at-Arms be required to make a correct invoice of the furniture and fixtures of the Assembly committee rooms, and return the same to this House on or before the fifteenth day of March, and that he be required to furnish the Secretary of State with a copy of the same.

Adopted.

On motion of Mr. Ward. Senate bill No. 180, an Act to legalize and provide for the collection of delinquent taxes in the County of Stanislaus. was taken up, read third time, and passed.

Mr. Brown of Contra Costa offered the following resolution :

Resolved, By the Assembly, that Wm. C. Norton, Clerk of the Judiciary Committee, shall receive for his services, during the time he has acted or shall act as such Clerk, the sum of eight dollars per day, to be paid out of the Contingent Fund of the Assembly.

Mr. Eagar offered the following amendment: "Also, that Seth Martin, Clerk of the Committee on Ways and Means, be allowed six dollars per day."

The amendment was lost.

Mr. Brown of Contra Costa moved to suspend the rule.

Upon which, Messrs. Ayer, Goodall, and March, demanded the ayes and noes, and the rule was suspended, by the following vote :

AYES—Messrs Anthony, Ayer, Batchelder, Bosquit, Bowman, Braly, Brown of Amador, Brown of Contra Costa, Brown of Tulare, Bugbee, Campbell, Chappell, Coghlan, Collier, Dorr, Downing, Dutton, Dwyer, Goodwin, Greene, Hamlin, Hansbrow, Hatch, Hawkins, Hearst, Hill, Hoag, Hogle, Holden, Hopper, Howard, Inestis, Hunt of Sacramento, Hunt of Santa Clara, Johnson, Kidder, Lee, Leech, Lemon, Lupton, Luttrell, Mace, Maholmb, McClelland, Meredith, Olds, Parrish, Peterson, Sawyer, Satterwhite, Sexton, Singleton, Smith of Butte, Smith of El Dorado, Steele, Taylor, Ward, Wiggin, Wilcox, Wilson, and Mr. Speaker—61.

NOES—Messrs. Chamberlain, Corey, Goodall, Murch, Pattison, Perrin, Sherwood, Stewart, and Zuck—9.

The resolution offered by Mr. Brown of Contra Costa was adopted.

Mr. Holden offered a concurrent resolution providing for the adjournment of the Legislature *sine die* on the second Saturday in March next. On motion of Mr. Bugbee, the resolution was laid on the table.

Mr. Sexton offered the following resolution :

Resolved, That the Enrolling Clerk of the Assembly be and is hereby instructed to strike out the words “and the fees of witnesses in criminal cases,” in the title of Assembly bill No. 199.

Adopted.

INTRODUCTION OF BILLS.

Bills were introduced as follows :

By Mr. Chamberlain, for an Act to authorize the County of San Joaquin to issue bonds for the redemption of the bonds of said county which become due during the year eighteen hundred and sixty-six, and to provide for the payment of the same.

Read first and second times, and ordered on file.

Also, for an Act in relation to the assessment of taxes in the County of San Joaquin.

Read first and second times, and referred to the San Joaquin delegation.

By Mr. Hoag, for an Act to amend an Act entitled an Act to grant the right to improve the navigation of Petaluma Creek, approved April eleventh, eighteen hundred and fifty-nine, to extend the time for the completion of the improvements, and provide for the payment thereof.

Read first and second times, and referred to the Sonoma delegation.

Also, for Act to authorize the sale of certain real estate by guardians.

Read first and second times, and referred to the Sonoma and Marin delegations, together with a memorial from Tyler Curtis and Manuela T. Curtis on the same subject.

By Mr. Taylor, for an Act amendatory of and supplementary to an Act entitled an Act creating the offices of Township Collectors and Assessors in the Counties of El Dorado and Amador, approved April twenty-fifth, eighteen hundred and sixty-two.

Read first and second times, and referred to the Amador and El Dorado delegations.

By Mr. Clayton, for an Act supplementary to an Act entitled an Act to confer additional powers upon the Board of Supervisors of the City and County of San Francisco, and upon the Auditor and Treasurer thereof, and to authorize the appropriations of money by said Board, approved April fourth, eighteen hundred and sixty-four.

Read first and second times, and referred to the San Francisco delegation.

By Mr. Hopper, for an Act for the relief of A. M. Hayden.

Read first and second times, and referred to the Committee on Claims.

Also, for an Act relating to taxes.

Read first and second times, and referred to the Judiciary Committee.

By Mr. Goodwin, for an Act to authorize the construction of a wagon road from the Cold Spring House, in Butte County, to Greenville, in Plumas County.

Read first and second times, and ordered on file.

By Mr. Kidder, for an Act to aid the construction of the Placerville and Sacramento Valley Railroad.

Read first and second times, and referred to the Committee on Corporations.

By Mr. Greene, for an Act to amend an Act entitled an Act to regulate proceedings in civil cases in the Courts of justice of this State, passed April twenty-ninth, eighteen hundred and fifty-one, and other Acts amendatory thereof.

Read first and second times, and referred to the Judiciary Committee.

Also, for an Act to amend an Act entitled an Act to re-incorporate the City of Stockton, approved April twenty-first, eighteen hundred and sixty-two

Read first and second times, and ordered on file.

By Mr. McClelland, for an Act to amend an Act entitled an Act for the government of State Prison convicts, and to provide for the location of a branch prison, approved April twenty-fourth, eighteen hundred and fifty-eight.

Read first and second times, referred to the Committee on State Prison, and the usual number ordered printed.

By Mr. Collier, for an Act to fix the mileage of jurors in and for Calaveras County.

Read first and second times, and referred to the Calaveras delegation.

By Mr. Hamlin, for an Act to fix the compensation of the Board of Supervisors of Sutter County.

Read first and second times, and ordered on file.

Mr. Eagar, from the Committee on Ways and Means, had leave to report Assembly bill No. 358, an Act to amend an Act entitled an Act to provide revenue for the support of the government of this State, passed May seventeenth, eighteen hundred and sixty-one.

Read first and second times, and on motion of Mr. Wilcox, the rules were suspended, considered engrossed, read third time, and the special order of the day postponed until after the consideration of the bill.

The bill was then passed.

SPECIAL ORDER.

The House then took up the special order of the day, Senate bill No. 42, an Act to amend an Act entitled an Act to amend an Act prescribing rules for the government of the State Library, approved March eighth, eighteen hundred and sixty-one, approved March twenty-first, eighteen hundred and sixty-four, and Assembly bill No. 261, an Act prescribing rules for the government of the State Library and providing for the election of a State Librarian.

Mr. Chappell moved to consider first Assembly bill No. 261.

Mr. Leech moved to amend by first considering Senate bill No. 42.

Upon which, Messrs. Hopper, Ayer, and Peterson; demanded the ayes and noes, and the amendment was adopted, by the following vote:

AYES—Messrs. Anthony, Ayer, Batchelder, Bosquit, Bowman, Brown of Contra Costa, Brown of Tulare, Campbell, Collier, Corey, Dorr, Eagar, Goodall, Goodwin, Greene, Hatch, Hill, Hogle, Howard, Hunt of Sacramento, Lee, Leech, Lupton, Meredith, Murch, Pattison, Sexton, Sherwood, Smith of Butte, Smith of El Dorado, Steele, Taylor, and Mr. Speaker—33.

NOES—Messrs. Bledsoe, Braly, Brown of Amador, Chamberlain, Chappell, Coghlan, Downing, Dutton, Hamlin, Hansbrow, Hawkins, Hoag, Holden, Hopper, Huestis, Hunt of Santa Clara, Ireland, Lemon, Long, Luttrell, Maholmb, Olds, Parrish, Perrin, Peterson, Singleton, Wilcox, Wilson, and Zuck—29.

Senate bill No. 42, was read third time.

Mr. Chamberlain moved to indefinitely postpone the bill.

Upon which, Messrs. Ayer, Eagar, and Peterson, demanded the ayes and noes.

Mr. Wilson, Chairman of the Committee on Engrossment, made the following report:

MR. SPEAKER :—The Committee on Engrossment have examined, and found correctly engrossed, substitute for Assembly bill No. 149, an Act to define and establish the width of East street between Market and Clay streets, in the City and County of San Francisco;

Also, Assembly bill No. 187, an Act to authorize the City of Stockton to re-issue bonds;

Also, Assembly bill No. 328, an Act to provide for erecting and fencing the plot of ground occupied as a State burial ground;

Also, Assembly bill No. 376, an Act to provide for the construction and repair of certain roads in Butte County;

Also, Assembly bill No. 359, an Act to provide pay for trial jurors and witnesses in criminal cases in Humboldt County;

Also, Assembly bill No. 361, an Act to provide for the payment of certain floating claims against the County of Santa Barbara;

Also, Assembly bill No. 296, an Act to authorize John Y. Wilson and George W. Stevens to carry on the packing business within certain limits of the City and County of San Francisco.

WILSON, Chairman.

The hour of one o'clock p. m. having arrived, the House took its usual recess.

HOUSE RE-ASSEMBLED.

At two o'clock p. m., the House re-assembled.

Speaker in the Chair.

Roll called.

Quorum present.

The roll was called on the indefinite postponement of Senate bill No. 42, an Act to amend an Act entitled an Act to amend an Act prescribing rules for the government of the State Library, approved March eighth, eighteen hundred and sixty-one, approved March twenty-first, eighteen hundred and sixty-four, and the House refused, by the following vote:

AYES—Messrs Bledsoe, Braly, Brown of Amador, Chamberlain, Chappell, Downing, Hansbrow, Hawkins, Hoag, Holden, Hopper, Huestis, Hunt of Santa Clara, Ireland, Long, Luttrell, Maholmb, McClelland, Olds, Parrish, Peterson, Singleton, Smith of Butte, Wilcox, Wilson, and Zuck—26

NOES—Messrs. Ayer, Batchelder, Bosquit, Bowman, Brown of Contra Costa, Brown of Tulare, Campbell, Collier, Corey, Dutton, Eagar, Goodall, Goodwin, Greene, Hamlin, Hatch, Hill, Hogle, Howard, Hunt of Sacramento, Johnson, Lee, Leech, Lupton, Meredith, Murch, Pattison, Sawyer, Satterwhite, Sherwood, Smith of El Dorado, Steele, Stewart, Taylor, and Mr. Speaker—35.

Mr. Chamberlain offered the following amendment: Strike out the names of the Trustees, and insert the names of "J. W. Winans, Annis Merrill, J. F. Swift, E. B. Bateman, and J. E. Dwinelle."

Upon which, Messrs. Bowman, Hansbrow, and Eagar, demanded the ayes and noes, and the amendment was lost, by the following vote:

AYES—Messrs. Bledsoe, Braly, Brown of Amador, Chamberlain, Chappell, Hansbrow, Hawkins, Hoag, Holden, Hollister, Hopper, Huestis, Hunt of Santa Clara, Ireland, Long, Luttrell, Maholmb, Olds, Smith of Butte, and Wilson—20.

NOES—Messrs. Ayer, Batchelder, Bosquit, Bowman, Brown of Contra Costa, Campbell, Collier, Corey, Downing, Dutton, Eagar, Goodall, Goodwin, Greene, Hamlin, Hatch, Hill, Hogle, Howard, Hunt of Sacramento, Johnson, Lee, Leech, Lupton, Meredith, Murch, Parrish, Pattison, Sawyer, Satterwhite, Sherwood, Singleton, Smith of El Dorado, Steele, Stewart, Taylor, Zuck, and Mr. Speaker—38.

Messrs. Leech, Hogle, and Sherwood, demanded the previous question. Sustained.

The bill was then passed.

At three o'clock and ten minutes P. M., on motion of Mr. Bowman, the House adjourned.

IN ASSEMBLY.

HOUSE OF ASSEMBLY, }
Friday, February 23d, 1866. }

House met pursuant to adjournment.

Speaker in the Chair.

Roll called.

Quorum present.

Prayer by the Chaplain.

Journal of Wednesday last read and approved.

Mr. Hopper had one day's leave of absence, Mr. Hamlin had two days' leave, and Messrs. Goodall and Wiggin had each indefinite leave.

PETITIONS.

Mr. Chamberlain presented a petition from citizens of San Joaquin

County in favor of the reduction of salaries and fees in office in said county.

Referred to the San Joaquin delegation.

Also, a petition from citizens of San Joaquin for a pound law.

Referred to the San Joaquin delegation.

Mr. Goodwin presented a petition from citizens of Lassen County in favor of a repeal of the charters of the Chico and Honey Lake Wagon Road, so far as the same relates to Lassen County.

Referred to the Lassen and Plumas delegation.

REPORTS.

Mr. Hunt of Santa Clara, Chairman of the Committee on Education, made the following report:

MR. SPEAKER:—The Committee on Education, to whom was referred Senate bill No. 150, entitled an Act amendatory of an Act to provide for the government of the common schools in the City of Sacramento, passed April twenty-sixth, eighteen hundred and sixty-two, and the Acts amendatory thereof, beg leave to report the same back, with amendment, and recommend its passage as amended.

HUNT, Chairman.

Mr. Corey, Chairman of the Committee on Enrolment, made the following report:

MR. SPEAKER:—The Committee on Enrolment have examined, and found correctly enrolled, Assembly bill No. 109, an Act to authorize the executors of Joseph L. Folsom, deceased, to sell real estate of their testator at private sale without notice;

Also, Assembly bill No. 253, an Act to change the name of William Jones;

Also, Assembly bill No. 306, an Act requiring monthly payment of the salaries of County Judge and District Attorney in the County of Alpine;

And on Wednesday, the twenty-first day of February, eighteen hundred and sixty-six, presented the same to the Governor for his approval.

Also, have examined and found correctly enrolled, Assembly concurrent resolution No. 40, requesting our Senators and Representatives in Congress to procure the establishment of a mail route from Smith's Post Office to Upper Mattole Valley, and the establishment of Post Offices along the route;

Also, Assembly concurrent resolution No. 53, allowing Charles E. Williams for mileage and attendance as witness before the joint special committee;

And on Wednesday, the twenty-first day of February, eighteen hundred and sixty-six, deposited the same in the office of the Secretary of State.

COREY, Chairman.

Mr. Brown of Contra Costa, Chairman of the Judiciary Committee, made the following report:

MR. SPEAKER.—The Judiciary Committee, to whom was referred Assembly bill No. 244, an Act to provide for the protection of agistors, have, duly considered the same, and respectfully report it back to the

Assembly, with a substitute, and recommend the passage of the substitute;

Also Assembly bill No. 382, an Act to reduce the percentage of the Tax Collector in Humboldt County, and report it back, with a substitute, and recommend the passage of the substitute;

Also, Senate bill No. 118, an Act to authorize the guardian of William Henry Howard, a minor, to sell and convey the real estate of said minor, and recommend its passage.

BROWN, Chairman.

Mr. Hill, Chairman of the Committee on State Library, made the following report:

MR. SPEAKER:—The Committee on State Library have had under consideration Senate bill No. 55, an Act to provide for the printing of a catalogue of the State Library, and beg leave to report the same back to the House, and recommend its passage.

HILL, Chairman.

Mr. Meredith, Chairman of the Committee on Mileage, made the following report:

MR. SPEAKER:—The Committee on Mileage beg leave to present the following report of mileage due the Committee on Education for visiting the Deaf and Dumb and Blind Asylum, the Industrial School, the Orphan Asylum, and the State Normal School, near San Francisco, and recommend the adoption of the accompanying resolution:

To whom due.	Amounts.
A. B. Hunt.....	\$51 20
J. Ayer.....	51 20
S. C. Bugbee	51 20
W. H. Peterson.....	51 20

Resolved, By the Assembly, that the Controller of State is hereby requested to draw his warrant on the State Treasurer, payable out of the Contingent Fund of the Assembly, for the following amounts:

In favor of A. B. Hunt, for fifty-one dollars and twenty cents;
 In favor of J. Ayer, for fifty-one dollars and twenty cents;
 In favor of S. C. Bugbee, for fifty-one dollars and twenty cents;
 In favor of W. H. Peterson, for fifty-one dollars and twenty cents.

MEREDITH, Chairman,
 ANTHONY.
 McCLELLAND.

The resolution above reported was adopted.

Mr. Wilson, from the Committee on Counties and County Boundaries, made the following report:

Mr. SPEAKER :—The Committee on Counties and County Boundaries, to whom was referred Assembly bill No. 120, an Act to authorize the legal voters of Alpine County to locate the county seat of said county by a special election, have had the same under consideration, report it back, and recommend its passage.

WILSON,
OLDS.

Mr. Wilson, Chairman of the Committee on Engrossment, also made the following report :

Mr. SPEAKER :—The Committee on Engrossment have examined, and found correctly engrossed, Assembly bill No. 188, an Act to establish a Board of Education for the City of Stockton, and defining the powers and duties thereof ;

Also, substitute for Assembly bill No. 277, an Act granting the Kear-sarge Road Company and their assigns the right to construct and maintain a toll road, and collect tolls thereon ;

Also, Assembly bill No. 336, an Act to confer certain powers on the Board of Supervisors of Merced County ;

Also, Assembly bill No. 362, an Act to amend an Act to fix the compensation of officers, to provide for funding the floating debt of the County of Santa Barbara, and prohibit the contracting of any new indebtedness against said county, approved April fourth, A. D. eighteen hundred and sixty-four ;

Also, Assembly bill No. 373, an Act for the relief of certain parties who may be entitled to county warrants in Humboldt County.

WILSON, Chairman.

Mr. Hatch made the following report :

Mr. SPEAKER :—The committee to whom was referred Assembly bill No. 311, an Act relating to public roads in Lake County, have had the same under consideration, beg leave to report the same back, and recommend that it be referred to the Lake County delegation for revision.

HATCH, for Committee.

Assembly bill No. 311, above reported, was so referred.

Mr. Eagar offered a concurrent resolution approving the action of the majority of the Senate of the United States and that of the Honorable John Conness in the matter of the President's veto of the Freedmen's Bureau Bill.

Mr. Chamberlain moved to suspend Rule Number Seventy-Nine.

Upon which, Messrs. Holden, Hoag, and Long, demanded the ayes and noes.

Mr. Wilcox moved to lay the resolution on the table.

Upon which, Messrs. Eagar, Sherwood, and Luttrell, demanded the ayes and noes, and the House refused, by the following vote :

AYES—Messrs. Bledsoe, Braly, Brown of Tulare, Campbell, Coghlan, Downing, Goodwin, Hansbrow, Hawkins, Hill, Hoag, Holden, Huestis, Johnson, Kidder, Long, Lupton, Luttrell, Mace, Maholmb, McClelland, Parrish, Peterson, Reed, Tilden, Ward, Wilcox, and Wilson—28.

NOES—Messrs. Anthony, Ayer, Batchelder, Bowman, Brown of Amador, Brown of Contra Costa, Bugbee, Chamberlain, Chappell, Clayton, Collier, Corey, Dorr, Dutton, Dwyer, Eagar, Greene, Hatch, Hogle,

Howard, Hunt of Santa Clara, Ireland, Lee, Leech, Lemon, Meredith, Murch, Olds, Pattison, Perrin, Sawyer, Satterwhite, Sexton, Sherwood, Smith of Butte, Steele, Stewart, Taylor, Zuck, and Mr. Speaker—40.

The motion of Mr. Chamberlain to suspend the rule was lost, by the following vote :

AYES—Messrs. Anthony, Ayer, Bowman, Brown of Contra Costa, Bugbee, Chamberlain, Clayton, Collier, Corey, Dorr, Dutton, Dwyer, Eagar, Greene, Hatch, Hogle, Howard, Huestis, Hunt of Santa Clara, Ireland, Lee, Leech, Meredith, Murch, Olds, Pattison, Perrin, Sawyer, Satterwhite, Sexton, Sherwood, Smith of Butte, Smith of El Dorado, Steele, Taylor, Zuck, and Mr. Speaker—37.

NOES—Messrs. Batchelder, Bledsoe, Braly, Brown of Amador, Brown of Tulare, Campbell, Chappell, Coghlan, Downing, Goodwin, Hansbrow, Hawkins, Hill, Hoag, Holden, Johnson, Kidder, Lemon, Long, Lupton, Luttrell, Mace, Maholmb, McClelland, Parrish, Peterson, Reed, Stewart, Tilden, Ward, Wilcox, and Wilson—32.

Mr. Anthony moved to refer the resolution to the Committee on Federal Relations, with instructions to report immediately.

Mr. Wilcox moved to amend by instructing the committee to report to-morrow.

The Speaker having decided that the resolution did not come within the provisions of Rule Number Seventy-Nine, Mr. Holden appealed.

Upon which, Messrs. Eagar, Sherwood, and Bugbee, demanded the ayes and noes, and the House refused to sustain the decision of the Chair, by the following vote, the special order of the day having been postponed, on motion of Mr. Sherwood, till after the consideration of the resolution before the House :

AYES—Messrs. Anthony, Bowman, Brown of Contra Costa, Bugbee, Chamberlain, Clayton, Collier, Dorr, Dutton, Dwyer, Eagar, Greene, Hatch, Hogle, Howard, Huestis, Hunt of Santa Clara, Ireland, Meredith, Murch, Olds, Pattison, Sawyer, Sexton, Sherwood, Smith of Butte, Steele, Taylor, and Wilson—29.

NOES—Messrs. Ayer, Batchelder, Bledsoe, Braly, Brown of Amador, Brown of Tulare, Campbell, Chappell, Coghlan, Corey, Downing, Goodwin, Hansbrow, Hawkins, Hill, Hoag, Holden, Johnson, Kidder, Lee, Leech, Lemon, Long, Lupton, Luttrell, Mace, Maholmb, McClelland, Parrish, Perrin, Peterson, Reed, Satterwhite, Smith of El Dorado, Stewart, Tilden, Ward, and Wilcox—38.

SPECIAL ORDER.

The House then took up the special order of the day, Senate bill No. 23, an Act to provide for the registration of the citizens of this State, and for the enrolment in the several election districts of all the legal voters thereof, and for the prevention and punishment of frauds affecting the elective franchise.

Mr. Chamberlain moved that the House go into Committee of the Whole, (the Speaker in the Chair.)

Mr. Lupton moved to postpone the bill for one week.

Mr. Long moved to amend by making the bill the special order for next Tuesday.

Upon which, Messrs. Luttrell, Howard, and Corey, demanded the ayes and noes, and the amendment was lost, by the following vote:

AYES—Messrs Braly, Brown of Amador, Brown of Tulare, Goodwin, Hansbrow, Hawkins, Hoag, Holden, Long, Luttrell, Mace, McClelland, Murch, Parrish, Peterson, Satterwhite, Ward, and Wilcox—18.

NOES—Messrs Anthony, Ayer, Batchelder, Bowman, Brown of Contra Costa, Bugbee, Campbell, Chamberlain, Chappell, Clayton, Coghlan, Collier, Corey, Dutton, Dwyer, Eagar, Greene, Hatch, Hogle, Howard, Huestis, Hunt of Santa Clara, Ireland, Johnson, Kidder, Lee, Leech, Lupton, Meredith, Olds, Pattison, Perrin, Sawyer, Sexton, Sherwood, Smith of El Dorado, Steele, Stewart, Taylor, Tilden, Wilson, Zuck, and Mr. Speaker—43.

The motion of Mr. Lupton to postpone one week was lost.

The House then went into Committee of the Whole, (the Speaker in the Chair,) for the purpose of considering the bill.

IN ASSEMBLY.

At one o'clock P. M., the committee rose.

The House then took its usual recess.

HOUSE RE-ASSEMBLED.

At two o'clock P. M., the House re-assembled.

Speaker in the Chair.

Roll called.

Quorum present.

Mr. Singleton had indefinite leave of absence, and Messrs. Hansbrow, Peterson, and Sexton, had each one day's leave.

The House proceeded to further consider Senate bill No. 23, as in Committee of the Whole, (Mr. Coghlan in the Chair.)

IN ASSEMBLY.

The Committee rose and reported Senate bill No. 23, (the Registry Act,) without recommendation.

Mr. Holden moved to strike out the enacting clause of the bill.

Mr. Downing had leave to introduce a bill for an Act to provide for changing the location of the California institution for the education of the deaf, dumb, and blind.

Read first and second times, referred to the Committee on State Hospitals, and the usual number ordered printed.

Mr. Hopper, Chairman of the Committee on Counties and County Boundaries, had leave to make the following report:

MR. SPEAKER:—The Committee on Counties and County Boundaries respectfully report that they have had under consideration Assembly bill No 249, an Act to establish the county seat of Lake County, and report the same back, and recommend that it do not pass.

Also, Assembly bill No. 282, an Act to divide the County of Sonoma,

and to attach a portion thereof to the County of Marin, and report the same back, and recommend that it do not pass.

HOPPER, Chairman,
WILSON,
WILCOX,
OLDS,
HILL,
LUTTRELL.

At four o'clock and twenty-five minutes P. M. Mr. Sherwood moved that the House take a recess until seven o'clock P. M.

At four o'clock and twenty-six minutes P. M., Mr. Hopper moved to adjourn

The House refused.

The motion of Mr. Sherwood was lost.

Mr. Smith of El Dorado moved that the House take a recess until seven o'clock and thirty minutes P. M.

Mr. Yule moved to take a recess until seven o'clock P. M.

Mr. Hopper moved to amend by making the bill the special order for to-morrow at twelve o'clock M.

The Speaker pro tem (Mr. Hunt of Santa Clara in the Chair,) having decided that Mr. Long had lost his right to the floor by his giving way to Mr. Smith of El Dorado, Mr. Long appealed.

The decision of the Chair was sustained.

At five o'clock and thirty minutes P. M. Mr. Wilcox moved to adjourn.

Upon which, Messrs. Sherwood, Ayer, and Parrish, demanded the ayes and noes, and the House refused, by the following vote:

AYES—Messrs. Braly, Brown of Tulare, Chappell, Downing, Hawkins, Hill, Hoag, Holden, Huestis, Johnson, Lee, Lemon, Long, Lupton, Luttrell, Mace, Maholmb, Murch, Parrish, Reed, Satterwhite, Ward, Wilcox, and Wilson—24.

NOES—Messrs. Anthony, Ayer, Batchelder, Bosquit, Bowman, Brown of Contra Costa, Bugbee, Campbell, Chamberlain, Clayton, Coghlan, Collier, Corey, Dorr, Dutton, Dwyer, Eagar, Goodwin, Greene, Hatch, Hogle, Hopper, Howard, Hunt of Santa Clara, Ireland, Kidder, Leech, Meredith, Olds, Pattison, Perrin, Sawyer, Sherwood, Smith of Butte, Smith of El Dorado, Steele, Stewart, Taylor, Tilden, Zuck, and Mr. Speaker—41.

Mr. Leech moved to place the bill on top of the file for to-morrow.

On motion of Mr. Yule, to take a recess till seven o'clock P. M., Messrs. Sherwood, Yule, and Eagar, demanded the ayes and noes, and the roll was called, with the following result:

AYES—Messrs. Anthony, Ayer, Batchelder, Bosquit, Bowman, Brown of Contra Costa, Bugbee, Campbell, Clayton, Collier, Corey, Dutton, Dwyer, Eagar, Goodwin, Greene, Hatch, Hogle, Howard, Hunt of Santa Clara, Ireland, Lee, Meredith, Olds, Pattison, Perrin, Sawyer, Sherwood, Smith of Butte, Smith of El Dorado, Stewart, Taylor, Tilden, Wilson, Zuck, and Mr. Speaker—36.

NOES—Messrs. Braly, Brown of Tulare, Chamberlain, Chappell, Coghlan, Dorr, Downing, Hawkins, Hill, Hoag, Holden, Hopper, Huestis, Johnson, Leech, Lemon, Long, Lupton, Mace, Maholmb, Murch, Parrish, Satterwhite, Steele, and Ward—25.

So at five o'clock and fifty-five minutes p. m., the House took a recess.

EVENING SESSION.

At seven o'clock p. m., the House re-assembled.

Speaker in the Chair.

Roll called.

No quorum present.

Mr. Eagar moved to suspend Rule Number Seven for the evening.

The House refused.

On motion of Mr. Brown of Contra Costa, a call of the House was ordered.

The roll was called, and it appearing that a quorum was present, on motion of Mr. Luttrell, further proceedings under the call were dispensed with.

INTRODUCTION OF BILLS.

By leave of the House, bills were introduced as follows :

By Mr. Taylor, for an Act for the relief of the Assessor and Collector of Placerville Township, El Dorado County.

Read first and second times, and referred to the El Dorado delegation.

By Mr. Tilden, for an Act to authorize the Board of Supervisors of Butte County to sell certain bonds, and to provide for the redemption of the bonds of the county, and for other purposes connected therewith.

Read first and second times, and referred to the Butte delegation.

By Mr. Long, for an Act to provide for a special election to be held in the County of Tehama for the election of a County Clerk of said county.

Read first and second times, rules suspended, considered engrossed, read third time, and passed.

By Mr. Ward, for an Act fixing the compensation of the Sheriff of the County of Stanislaus, and to provide for the payment of the same.

Read first and second times, rules suspended, considered engrossed, read third time, and passed.

Senate bill No. 23, (the Registry Act,) was further considered.

Mr. Ward moved that members be restricted to one hour each in discussing the bill.

The House so ordered.

Mr. Chamberlain offered amendments to the bill.

Mr. Taylor had leave to make the following report :

Mr. SPEAKER:—The El Dorado delegation, to whom was referred Assembly bill No. 406, beg leave to report the same back, and recommend its passage.

TAYLOR, for Delegation.

Mr. Taylor also presented a petition from tax payers of Placerville Township, El Dorado County, in favor of the passage of the bill above reported.

Assembly bill No. 406, an Act for the relief of the Assessor and Collector of Placerville Township, El Dorado County, above reported, was then taken up, the rules suspended, considered engrossed, read third time, and passed.

Senate bill No. 23 was further considered.

Mr. Sherwood gave notice of a motion to reconsider the vote by which Assembly bill No. 409, an Act to provide for a special election to be held

in the County of Tebama for the election of a County Clerk of said county, was passed.

Senate bill No. 23 was further considered.

Mr. Chamberlain moved that the bill be placed on top of the file for to-morrow, at eleven o'clock and thirty minutes A. M.

Mr. Coghlan moved to adjourn.

Upon which, Messrs. Yule, Ayre, and Bowman, demanded the ayes and noes, and the House refused, by the following vote :

AYES—Messrs. Braly, Brown of Tulare, Coghlan, Downing, Goodwin, Hawkins, Hill, Hoag, Holden, Huestis, Lee, Lemon, Long, Lupton, Luttrell, Mace, Murch, Parrish, Peterson, Reed, Satterwhite, Steele, Ward, and Wilcox—24.

NOES—Messrs. Anthony, Ayer, Bateholder, Bosquit, Bowman, Brown of Contra Costa, Bugbee, Campbell, Chamberlain, Chappell, Clayton, Collier, Corey, Dutton, Dwyer, Greene, Hatch, Hogle, Hopper, Howard, Hunt of Santa Clara, Ireland, Kidder, Leech, Meredith, Olds, Pattison, Perrin, Sawyer, Sexton, Sherwood, Smith of Butte, Smith of El Dorado, Stewart, Taylor, Tilden, Zuck, and Mr. Speaker—38.

Messrs. Hogle, Corey, and Collier, demanded the previous question.

Upon which, Messrs. Holden, Goodwin, and Luttrell, demanded the ayes and noes, and the House refused, by the following vote :

AYES—Messrs. Anthony, Ayer, Bosquit, Bowman, Brown of Contra Costa, Bugbee, Clayton, Collier, Corey, Dutton, Dwyer, Greene, Hatch, Hogle, Howard, Hunt of Santa Clara, Ireland, Meredith, Olds, Pattison, Perrin, Sherwood, Stewart, Zuck, and Mr. Speaker—25.

NOES—Messrs. Bateholder, Braly, Brown of Tulare, Campbell, Chamberlain, Chappell, Coghlan, Downing, Goodwin, Hawkins, Hill, Hoag, Holden, Hopper, Huestis, Kidder, Lee, Leech, Lemon, Long, Lupton, Luttrell, Mace, Murch, Parrish, Peterson, Reed, Sawyer, Satterwhite, Sexton, Smith of Butte, Smith of El Dorado, Steele, Taylor, Tilden, Ward, and Wilcox—37.

The motion of Mr. Chamberlain to place on top of file for to-morrow was adopted.

At eleven o'clock and fifty-five minutes P. M., on motion of Mr. Sawyer, the House adjourned.

IN ASSEMBLY.

HOUSE OF ASSEMBLY,
Saturday, February 24th, 1866. }

House met pursuant to adjournment.

Speaker in the Chair.

Roll called.

Quorum present.

Prayer by the Chaplain.

Mr. Reed had indefinite leave of absence.

Journal of yesterday read and approved.

Mr. Chamberlain, Chairman of the Committee on Federal Relations, made the following report :

MR. SPEAKER :—The majority of the Committee on Federal Relations, to whom was referred Assembly concurrent resolution No. 58, approving the action of the majority of the United States Senate in refusing to sustain the President's veto, having had the same under consideration, report it back, with a substitute, and recommend the passage of the substitute.

CHAMBERLAIN, Chairman.

Mr. Sherwood moved to suspend the rules in order to consider the report.

The Speaker having decided that no suspension of rules was necessary in order to consider Assembly concurrent resolution No. 58, above reported, Mr. Holden appealed from the decision of the Chair.

Upon which, Messrs. Holden, Peterson, and Brown of Tulare, demanded the ayes and noes, and the decision of the Speaker was sustained, by the following vote :

AYES—Messrs. Anthony, Ayer, Batchelder, Bosquit, Bowman, Brown of Amador, Brown of Contra Costa, Bugbee, Campbell, Chappell, Clayton, Collier, Corey, Dorr, Downing, Dutton, Dwyer, Eagar, Hatch, Hogle, Howard, Huestis, Hunt of Santa Clara, Ireland, Kidder, Lemon, Meredith, March, Olds, Pattison, Sexton, Sherwood, Smith of Butte, Smith of El Dorado, Steele, Stewart, Taylor, Tilden, Wilcox, and Wilson—40.

NOES—Messrs. Bledsoe, Braly, Brown of Tulare, Goodwin, Hearst, Hill, Hoag, Holden, Hopper, Hunt of Sacramento, Long, Mace, Parrish, Peterson, Satterwhite, and Ward—16.

The substitute for Assembly concurrent resolution No. 58, above reported, was taken up.

Mr. Lupton made a report from the minority of the Committee on Federal Relations, reporting a substitute for Assembly concurrent resolution No. 58.

[For report, see Appendix.]

Mr. Downing moved to take up and consider Assembly bill No. 282, an Act to divide the County of Sonoma, and to attach a portion thereof to the County of Marin.

The House refused.

The bill was then ordered to be placed on file for next Friday.

Mr. Yule moved that when the House adjourns at one o'clock, it adjourns to meet next Tuesday.

Upon which Messrs. Chamberlain, Yule, and Eagar, demanded the ayes and noes, and the motion prevailed, by the following vote :

AYES—Messrs. Ayer, Bledsoe, Bosquit, Bowman, Braly, Brown of Amador, Brown of Contra Costa, Brown of Tulare, Bugbee, Campbell, Chappell, Cogblan, Dorr, Downing, Dwyer, Eagar, Goodwin, Greene, Hill, Hoag, Holden, Hopper, Ireland, Johnson, Kidder, Lee, Leech, Long, Lupton, Maholmb, McClelland, Parrish, Peterson, Sawyer, Satterwhite, Sexton, Smith of Butte, Smith of El Dorado, Steele, Ward, Wilcox, and Mr. Speaker—42.

NOES—Messrs. Anthony, Batchelder, Chamberlain, Clayton, Collier,

Corey, Dutton, Hatch, Hawkins, Hearst, Hogle, Howard, Huestis, Hunt of Santa Clara, Lemon, Meredith, Murch, Olds, Pattison, Sherwood, Stewart, Taylor, Tilden, Wilson, and Zuck—25.

Mr. Chappell moved to reconsider the vote whereby Assembly bill No. 408, was passed.

Mr. Yule moved to make the motion to reconsider the special order for next Tuesday at ten o'clock A. M.

The House so ordered.

At twelve o'clock and fifty-five minutes P. M., Mr. Wilcox moved to adjourn.

Upon which, Messrs Hunt of Santa Clara, Chamberlain, and Collier, demanded the ayes and noes, and the roll was called, with the following result:

AYES—Messrs. Ayer, Batchelder, Bledsoe, Bosquit, Bowman, Braly, Brown of Amador, Brown of Contra Costa, Brown of Tulare, Bugbee, Campbell, Chappell, Coghlan, Corey, Dorr, Downing, Dutton, Dwyer, Goodwin, Greene, Hawkins, Hill, Hopper, Johnson, Leech, Lemon, Long, Lupton, Mace, Maholmb, McClelland, Parrish, Peterson, Satterwhite, Sexton, Smith of Butte, Steele, Tilden, Wilcox, Wilson, and Mr. Speaker—41.

NOES—Messrs. Anthony, Chamberlain, Collier, Eagar, Hatch, Huestis, Hunt of Sacramento, Hunt of Santa Clara, Luttrell, Meredith, Murch, Olds, Pattison, Sherwood, Stewart, Taylor, Ward, and Zuck—18.

And so at one o'clock P. M., the House adjourned.

IN ASSEMBLY.

HOUSE OF ASSEMBLY,
Tuesday, February 27th, 1866. }

House met pursuant to adjournment.

Speaker in the Chair.

Roll called.

Quorum present.

Prayer by the Chaplain.

Journal of Saturday last read and approved.

PETITIONS.

Mr. Peterson presented a petition from citizens of Los Angeles for an appropriation of two thousand dollars for the Los Angeles Normal School.
Referred to the Committee on Ways and Means.

Mr. Wilcox presented a petition from officers of California regiments in the District of Utah for the passage of Senate bill No. 32.

Referred to the Committee on Claims.

Mr. Mace presented a petition from citizens of Fresno County for a charter for a toll road in said county.

Referred to the Committee on Roads and Highways.

REPORTS.

Mr. Hogle, from the Committee on Engrossment, made the following report :

MR. SPEAKER:—The Committee on Engrossment have examined, and found correctly engrossed, Assembly bill No. 180, an Act defining the rights, privileges, and duties of coparceners, joint tenants, and tenants in common in the occupation of lands and tenements held in common ;

Also, Assembly bill No. 409, an Act fixing the compensation of the Sheriff of the County of Stanislaus, and to provide for the payment of the same ;

Also, Assembly concurrent resolution No. 47, requesting our delegation in Congress to procure the sale of petroleum lands ;

Also, Assembly concurrent resolution No. 56, allowing Hiram Arents and John Doran, mileage ;

Also, Assembly bill No 325, an Act to authorize E. M Hall, his associates and assigns, to construct and maintain a wagon and turnpike road from a point on the Dutch Flat and Donner Lake Wagon Road, near Heaton's Station, to Summit City, Nevada County, and collect toll thereon ;

Also, Assembly bill No. 406, an Act for the relief of the Assessor and Collector of Placerville Township, El Dorado County ;

Also, Assembly bill No. 377, an Act to create an Interest and Sinking Fund for Klamath County ;

Also, Assembly bill No. 358, an Act to amend an Act entitled an Act to provide revenue for the support of the government of this State, passed May seventeenth, eighteen hundred and sixty-one.

HOGLE, for Committee.

Mr. Corey, Chairman of the Committee on Enrolment, made the following report :

MR. SPEAKER:—The Committee on Enrolment have examined, and found correctly enrolled, Assembly bill No. 103, an Act to abolish the office of Tax Collector in Shasta County ;

Also, Assembly bill No. 242, an Act to amend an Act entitled an Act to fix the bonds of the Treasurer of the County of Santa Barbara, approved February sixth, eighteen hundred and sixty-four ;

Also, Assembly bill No 234, an Act concerning the offices of Sheriff, County Clerk, County Recorder, County Treasurer, County Judge, and District Attorney, and fixing their compensation for the County of El Dorado ;

Also, Assembly bill No. 334, an Act to fix the terms of the District Court for the County of San Mateo ;

Also, Assembly bill No 352, an Act to authorize the Board of Supervisors of Tehama County to levy taxes for county purposes ;

Also, on Saturday, February twenty-fourth, eighteen hundred and sixty-six, delivered the same to the Governor for his approval

COREY, Chairman.

Mr. Wilcox, Chairman of the Committee on Corporations, made the following report :

MR. SPEAKER:—The Committee on Corporations, to whom was referred

Assembly bill No. 332, an Act to incorporate the National Guard of San Francisco, beg leave to report the same back, with an amendment, and recommend the passage of the same as amended ;

Also, Assembly bill No. 178, an Act relating to mutual fire insurance companies, and report the same back, and recommend that it do not pass ;

Also, Assembly bill No. 124, an Act to provide for the expropriation of lands and waters for the public use, and report the same back, and recommend its passage ;

Also, Assembly bill No. 64, an Act to amend an Act taxing foreign insurance companies, and report the same back, and recommend its passage ;

Also, Assembly bill No. 399, an Act to aid in the construction of the Placerville and Sacramento Valley Railroad, and report the same back, and recommend its passage.

WILCOX, Chairman,
SAWYER,
EAGAR,
HOAG,
CHAPPELL,
DORNIN,
DWYER.

Mr. Brown of Contra Costa, Chairman of the Judiciary Committee, made the following report :

MR SPEAKER:—The Judiciary Committee, to whom was referred Assembly bill No. 220, an Act to confirm a certain contract for the sale of stock held by the County of Santa Clara in the San Francisco and San José Railroad Company, and to give effect to the same, have had the same under consideration, and respectfully report it back to the Assembly, with amendments, and recommend the passage of the bill as amended.

BROWN, Chairman.

Mr. Kidder made the following report :

MR. SPEAKER:—The El Dorado and Amador delegation, to whom was referred Assembly bill No. 302, an Act granting to certain parties the right to construct and maintain a turnpike road within the Counties of El Dorado and Amador, have had the same under consideration, and report back a substitute, and recommend the adoption of the substitute.

KIDDER, for Delegation.

Mr. Hoag made the following report :

MR SPEAKER:—The Sonoma delegation, to whom was referred Assembly bill No 392, have had the same under consideration, and beg leave to report the same back, and recommend its passage.

HOAG, for Delegation.

Mr. Tilden made the following report :

MR SPEAKER:—The Butte delegation, to whom was referred Assembly bill No 407, an Act to authorize the Board of Supervisors of Butte County to sell certain bonds, and to provide for the redemption of the bonds of the county, and for other purposes connected therewith, having had the same under consideration, report it back, and recommend its passage.

TILDEN,
SMITH.

Mr. Hogle offered the following resolution :

Resolved, That the Sergeant-at-Arms be required in future to enforce the law as provided in Rule Sixty-Nine, the same having been grossly violated during the present session of the Legislature, and to the great annoyance of many of the members upon this floor.

Mr. Eagar offered the following substitute :

Resolved, That the Sergeant-at-Arms be and is hereby directed to enforce Rule Sixty-Nine.

The resolution as amended was adopted.

MESSAGE FROM THE SENATE.

The following message was received from the Senate :

SENATE CHAMBER,
February 21st, 1866. }

Mr. SPEAKER:—The Senate, on yesterday, passed Senate bill No. 178, an Act concerning the laws, and decisions of the Supreme Court, distributed to State, county, and township officers;

Also, passed Senate bill No. 189, an Act supplementary to an Act entitled an Act to prevent certain officers from dealing in certain securities, passed May fourth, eighteen hundred and fifty-two;

Also, on the seventeenth instant, passed Senate bill No. 184, an Act to grant to the Oakland Railroad Company the right of way for a railroad track in the City of Oakland and Alameda County, and to run horse cars thereon;

Also, passed Senate bill No. 197, an Act supplemental to an Act entitled an Act to provide for funding the debt of Tulare County, for the payment of the interest thereon, and for the gradual liquidation of the debt, approved February twenty-sixth, eighteen hundred and fifty-nine;

Also, on the nineteenth instant, passed Senate bill No. 195, an Act to amend an Act entitled an Act concerning wills, passed April tenth, eighteen hundred and fifty;

Also, on yesterday, passed Assembly bill No 24, an Act to define and establish the boundaries of Mono County;

Also, passed Assembly bill No 43, an Act to provide for the speedy completion of the State Capitol building;

Also, indefinitely postponed Assembly bill No. 51, an Act to provide for the protection of sheep from contagious diseases

CHAS. W. GORDON,
Assistant Secretary.

CONSIDERATION OF SENATE MESSAGE.

Senate bill No. 178, above reported, read first and second times, and referred to the Judiciary Committee.

Senate bill No. 189, above reported, read first and second times, and on motion of Mr. Kidder, was referred to the Committee on Public Morals.

On motion of Mr. Brown of Contra Costa, the above vote was reconsidered, and the bill was referred to the Judiciary Committee.

Senate bill No. 184, above reported, read first and second times, and

on motion of Mr. Eagar, the rules were suspended, the bill read third time, and passed.

Senate bill No. 197, above reported, read first and second times, and referred to the Tulare delegation.

Senate bill No. 195, above reported, read first and second times, and referred to the Judiciary Committee.

SPECIAL ORDER.

The hour for the consideration of the special order of the day having arrived, Assembly bill No. 408, an Act to provide for a special election to be held in the County of Tehama for the election of a County Clerk of said county, Mr. Chappell moved to postpone the same to next Thursday at twelve o'clock M.

The House refused.

Mr. Eagar, Chairman of the Committee on Ways and Means, had leave to make the following report :

MR. SPEAKER:—The Committee on Ways and Means, to whom was referred Assembly bill No. 283, an Act to amend an Act entitled an Act to amend an Act entitled an Act to provide revenue for the support of the government of this State, approved May seventeenth, eighteen hundred and sixty-one, and an Act amendatory thereof, approved May fourteenth, eighteen hundred and sixty-two, approved March third, eighteen hundred and sixty-five, have had the same under consideration, and report it back, and recommend its passage.

EAGAR, Chairman.

On motion of Mr. Eagar, the rules were suspended, and Assembly bill No. 283, above reported, was taken up, considered engrossed, read third time, and passed, and the Clerk was directed to transmit the bill immediately to the Senate.

The House proceeded to consider the special order of the day, Assembly bill No. 408, an Act to provide for a special election to be held in the County of Tehama for the election of a County Clerk of said county, the question being upon the motion of Mr. Chappell to reconsider the vote whereby the above bill was passed.

The hour of one o'clock P. M. having arrived, the House took its usual recess.

HOUSE RE-ASSEMBLED.

At two o'clock P. M., the House re-assembled.

Speaker in the Chair.

Roll called.

Quorum present.

On motion of Mr. Clayton, Assembly bill No. 256, an Act to ratify and confirm certain ordinances and resolutions of the Board of Supervisors of the City and County of San Francisco, was taken up, the rules suspended, the bill considered engrossed, read third time, and passed, and the Clerk was, on motion of Mr. Wilcox, instructed to immediately transmit the bill to the Senate.

Assembly bill No. 408, an Act to provide for a special election to be held in the County of Tehama for the election of a County Clerk of said county, (the special order of the day,) was further considered.

The vote whereby the above bill was passed was reconsidered, and the

bill referred to the Judiciary Committee, together with a remonstrance presented by Mr. Chappell from electors of Tehama County against the passage of the bill.

Mr. Zuck offered the following resolution :

Resolved, That Rule Number Forty of the Standing Rules of this House be amended by adding at the end of it the following: "No member shall speak longer than twenty minutes at one time on any subject."

Laid over one day, under the rule.

On motion of Mr. Brown of Contra Costa, Assembly bill No. 102, an Act entitled an Act concerning partnerships for mining purposes, (the second special order of the day,) was ordered on top of the file for to-morrow.

MESSAGES FROM THE SENATE.

The following messages were received from the Senate :

SENATE CHAMBER, }
February 21st, 1866. }

Mr. SPEAKER:—The Senate, this day, passed Assembly substitute for Senate bill No. 102, an Act relative to the office of District Attorney in the several counties of this State, with an amendment, and respectfully ask concurrence of Assembly in amendment;

Also, passed substitute for Assembly bill No. 115, an Act providing for the construction of a public road from a point on the Bloomfield and Petaluma Road, in Sonoma County, to a point at the Beck School House, on the Tomales Road, in Marin County, with an amendment, and respectfully ask concurrence of Assembly in amendment;

Also, passed Assembly bill No. 289, an Act to regulate fees in office of the Sheriff, also providing for additional deputies for the County Recorder in Nevada County;

Also, passed Assembly bill No. 294, an Act to provide for the boarding of the prisoners in the County Jail of Butte County, and for furnishing supplies for the County Infirmary of said county;

Also, passed Assembly bill No. 352, an Act to authorize the Board of Supervisors of Tehama County to levy taxes for county purposes;

Also, refused to concur in Assembly concurrent resolution No. 13, relative to establishing a tri-weekly mail from Chico to Susanville;

Also, on the nineteenth instant, passed Senate bill No. 146, an Act to fix the salary of certain officers in Tuolumne County.

CHAS. W. GORDON,
Assistant Secretary.

SENATE CHAMBER, }
February 27th, 1866. }

Mr. SPEAKER:—The Senate, on the nineteenth instant, passed Senate bill No. 235, an Act to amend an Act entitled an Act to make certain offices in the County of Tuolumne salaried offices, approved February twenty-first, eighteen hundred and sixty-one;

Also, on the twenty-fourth instant, passed Senate bill No. 138, an Act to amend an Act entitled an Act to provide for the incorporation of railroad companies and the management of the affairs thereof, and other matters relating thereto, passed May twentieth, eighteen hundred and sixty-one;

Also, passed Senate bill No. 156, an Act concerning the libraries of Federal and State Judges;

Also, passed Assembly bill No. 168, an Act to more clearly define and establish the boundary line of Yolo County;

Also, passed Assembly bill No. 192, an Act to regulate the meetings of the Board of Supervisors of Alpine County, and fix their compensation;

Also, passed Assembly bill No. 70, an Act to amend an Act entitled an Act to provide for the establishment, maintenance, and protection of public and private roads, approved May sixteenth, eighteen hundred and sixty-one, with amendments, and respectfully ask the concurrence of the Assembly in the amendments;

Also, passed Assembly bill No. 303, an Act to authorize the removal of the bodies of certain deceased persons;

Also, passed Assembly bill No. 330, an Act to legalize the assessment of taxes for the years A. D. eighteen hundred and sixty-five and eighteen hundred and sixty-six, for the County of Santa Barbara;

Also, passed Assembly bill No. 89, an Act to authorize J. B. Estis, Lew. M. Warden, and their associates, to construct and maintain a turnpike road from Cloverdale to or near Standley's Ranch, and charge and collect toll;

Also, passed Assembly bill No. 243, an Act to fix the time of holding the County Court and Probate Court in Lake County;

Also, passed Assembly bill No. 208, an Act to re-incorporate the City of San José;

Also, passed Assembly bill No. 219, an Act to legalize and confirm a certain contract made between the County of Santa Clara, by the Board of Supervisors thereof and the Western Pacific Railroad Company, bearing date the twenty-eighth day of March, A. D. eighteen hundred and sixty-five;

Also, passed Assembly bill No. 362, an Act to amend an Act to fix the compensation of officers, to provide for funding the floating debt of the County of Santa Barbara, and prohibit the contracting of any new indebtedness against said county, approved April fourth, eighteen hundred and sixty-four;

The Secretary of the Senate was instructed to request information of the Assembly concerning an amendment to Assembly bill No. 270, reported by indorsement to be correctly engrossed by the Assembly Committee on Engrossment.

CHAS. W. GORDON,
Assistant Secretary.

SENATE CHAMBER,
February 23d, 1866. }

MR. SPEAKER:—The Senate, on the nineteenth instant, passed Senate bill No. 194, an Act supplementary to an Act entitled an Act to provide for the appointment and prescribe the duties of guardians, passed April nineteenth, eighteen hundred and fifty;

Also, passed Senate bill No. 202, an Act to establish and maintain an almshouse and hospital in the City and County of San Francisco;

Also, on the twenty-first instant, passed Assembly bill No. 367, an Act to appropriate money for contingent expenses of the Legislature;

Also, concurred in Assembly concurrent resolution No. 51, granting mileage to Dr. W. P. Tilden;

Also, concurred in Assembly concurrent resolution No. 56, allowing Hiram Arents and John Doran, mileage;

Also, refused to concur in Assembly concurrent resolution No. 54, requesting our delegation in Congress to use their influence to procure the establishment of a weekly mail from Orleans Bar, Klamath County, to Cottage Grove, in the same county.

CHAS. W. GORDON.

Assistant Secretary.

CONSIDERATION OF SENATE MESSAGES.

The House concurred in Senate amendment to Assembly substitute for Senate bill No. 102, above reported.

Also, concurred in Senate amendments to substitute for Assembly bill No. 115, above reported.

Senate bill No. 202, above reported, read first and second times, rules suspended, read third time, and passed.

Senate bill No. 194, above reported, read first and second times, and referred to the Judiciary Committee.

Senate bill No. 146, above reported, read first and second times, and referred to the Tuolumne delegation.

Senate bill No. 235, above reported, read first and second times, and referred to the Tuolumne delegation.

Senate bill No. 156, above reported, read first and second times, and referred to the Committee on Ways and Means.

Senate bill No. 138, above reported, read first and second times, and referred to the Committee on Corporations.

The House concurred in Senate amendment to Assembly bill No. 70, above reported.

MESSAGES FROM THE GOVERNOR.

The following messages were received from the Governor:

STATE OF CALIFORNIA, EXECUTIVE DEPARTMENT, }
Sacramento, February 27th, 1866 }

To the Assembly of the State of California:

I have to inform your honorable body that I have approved Assembly bill No. 352, an Act to authorize the Board of Supervisors of Tehama County to levy taxes for county purposes;

Also, Assembly bill No. 103, an Act to abolish the office of Tax Collector in Shasta County;

Also, Assembly bill No. 242, an Act to amend an Act entitled an Act to fix the bonds of the Treasurer of the County of Santa Barbara, approved February sixth, eighteen hundred and sixty-four;

Also, Assembly bill No. 190, an Act to give mileage to grand and trial jurors in the County of Santa Clara;

Also, Assembly bill No. 306, an Act requiring monthly payments of the salaries of County Judge and District Attorney in the County of Alpine;

Also, Assembly bill No. 253, an Act to change the name of William Jones.

FRED'K F. LOW,
Governor.

STATE OF CALIFORNIA, EXECUTIVE DEPARTMENT, }
Sacramento, February 27th, 1866 }

To the Assembly of the State of California:

I herewith return, without my approval, Assembly bill No. 334, an Act

to fix the terms of the District Court for the County of San Mateo. This bill is returned at the request of Hon. George H. Howard, member of the Assembly for San Mateo County, by whom it was introduced.

FRED'K. F. LOW,
Governor.

NOTICES OF BILLS.

Notices of the introduction of bills were given as follows :

By Mr. Wiggin, for an Act to prevent seduction.

Also, for an Act concerning the office of Sheriff of the City and County of San Francisco.

Also, for an Act concerning the office of County Clerk of the City and County of San Francisco.

INTRODUCTION OF BILLS.

Bills were introduced as follows :

By Mr. Zuck, for an Act concerning roads and highways in the County of Santa Clara.

Read first and second times, and referred to the Santa Clara delegation.

By Mr. Howard, for an Act to organize and regulate townships in San Mateo County.

Read first and second times, and referred to the San Mateo delegation.

Also, for an Act to authorize J. Q. A. Tilton and others to construct and maintain a turnpike road from the point where the main county road crosses the San Mateo Creek to Half Moon Bay, and to charge and collect tolls for travel thereon.

Read first and second times, and ordered on file.

By Mr. Luttrell, for an Act to authorize the County of Siskiyou to retain the State's portion of the poll tax, less that portion authorized by law to be paid into the General School Fund, which shall be collected in said county for the year eighteen hundred and sixty-six and for the year eighteen hundred and sixty-seven, to be applied to the construction and improvement of a wagon road from Yreka to Fort Bidwell.

Read first and second times, and referred to the Committee on Ways and Means

Also, for an Act for the relief of the California volunteer officers and sailors of the United States Navy who have honorably served within the State of California during the late war.

Read first and second times, and referred to the Committee on Ways and Means.

Also, for an Act to amend an Act entitled an Act concerning lawful fences, approved April twenty seventh, eighteen hundred and fifty-five, and amended by Act approved April fourth, eighteen hundred and sixty-four.

Read first and second times, and ordered on file.

By Mr. Wiggin, for an Act to authorize Samuel H. Parker and his associates to lay down gas pipes in the City and County of San Francisco.

Read first and second times, and referred to the San Francisco delegation

Also, for an Act to extend the time for the erection of certain gas works in the City and County of San Francisco.

Read first and second times, and referred to the San Francisco delegation.

By Mr. Hansbrow, for an Act to authorize the construction of dry docks in the Harbor of San Francisco.

Read first and second times, and referred to the Committee on Commerce and Navigation.

By Mr. Brown of Contra Costa, for an Act defining the powers and fixing the compensation of Court Commissioners of the several counties of this State.

Read first and second times, and referred to the Judiciary Committee.

On motion of Mr. Brown of Contra Costa, Assembly bill No. 360, an Act to amend an Act entitled an Act to amend an Act entitled an Act concerning the Courts of justice of this State and judicial officers, approved April twentieth, eighteen hundred and sixty-three, approved March twenty-fourth, eighteen hundred and sixty-four; and Assembly bill No. 340, an Act to amend an Act entitled an Act to amend an Act entitled an Act concerning Courts of justice of this State and judicial officers, approved March twenty-fourth, eighteen hundred and sixty-four, were taken up, and recommitted to the Judiciary Committee.

By Mr. Brown of Contra Costa, for an Act to amend an Act entitled an Act to regulate proceedings in civil cases in the Courts of justice of this State, passed April twenty-ninth, eighteen hundred and fifty-one.

Read first and second times, and referred to the Judiciary Committee.

By Mr. Smith of Butte, for an Act to change the name of Elizabeth Chubback to Elizabeth Chubback Hopkins.

Read first and second times, rules suspended, considered engrossed, and read third time.

Mr. Long moved to refer the bill to the Judiciary Committee.

The House refused.

Mr. Lupton moved to reconsider the above vote.

The House refused, and the bill was then passed.

By Mr. Clayton, for an Act to authorize and empower the Board of Supervisors of the City and County of San Francisco to modify the grade of certain streets in said City and County.

Read first and second times, and referred to the San Francisco delegation.

Also, for an Act to authorize the guardian of the minor children of John K. Osgood, late of the City and County of San Francisco, deceased, to sell and convey their real estate.

Read first and second times, and referred to the Judiciary Committee.

By Mr. Hawkins, for an Act to authorize the guardian of certain minor children to convey their real estate.

Read first and second times, and referred to the Judiciary Committee.

By Mr. Wilcox, for an Act for the relief of the commissioned officers of the California Volunteers in the service of the United States.

Read first and second times, referred to the Committee on Claims, and the usual number ordered printed.

By Mr. Steele, for an Act concerning roads and highways in the County of Siskiyou.

Read first and second times, and ordered on file.

By Mr. Hopper, for an Act to authorize the Board of City Levee Commissioners of the City of Sacramento to audit a certain account.

Read first and second times, and referred to the Sacramento delegation.

By Mr. Olds, for an Act to amend an Act entitled an Act concerning hogs found running at large in the Counties of Marin, Sacramento, San

Francisco, Alameda, Stanislaus, Yuba, and Santa Clara, approved April twenty-first, eighteen hundred and fifty-six.

Read first and second times, and ordered on file.

Also, for an Act to authorize the Board of Supervisors of Marin County to build a Court House, offices, and County Jail in Marin County, and to issue bonds of the county and levy taxes for the payment of the same.

Read first and second times, and ordered on file.

By Mr. Pattison, for an Act to incorporate the Town of Meadow Lake.

Read first and second times, and referred to the Nevada delegation.

By Mr. Ayer, for an Act to further extend the time for the completion of the Big Tree and Carson Valley Turnpike Road.

Read first and second times, and ordered on file.

By Mr. Greene, for an Act supplementary to an Act entitled an Act regulating the apportionment of fees of office in civil cases between District Attorneys and their successors, passed February twenty-seventh, eighteen hundred and sixty-six.

Read first and second times, and referred to the Judiciary Committee.

By Mr. Long, for an Act to change the name of Francis Williams to Francis P. Glass.

Read first and second times, and referred to the Judiciary Committee.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

SENATE CHAMBER,
February 27th, 1866. }

MR. SPEAKER :—The Senate, on this day passed, under a suspension of the rules, Senate bill No 257, an Act entitled an Act for the establishment, maintenance, and protection of public and private roads in Merced County;

Also, passed Senate bill No. 258, an Act concerning roads and highways in the County of Stanislaus;

Also, passed Senate bill No. 271, an Act relative to the care of the indigent sick of the County of Amador;

Also, passed Assembly bill No. 256, an Act to ratify and confirm certain ordinances and resolutions of the Board of Supervisors of the City and County of San Francisco.

CHAS. W. GORDON,
Assistant Secretary.

Senate bill No 258, above reported, read first and second times, and under a suspension of the rule, read third time, and passed.

Senate bill No. 257, above reported, read first and second times, and under a suspension of the rule, read third time, and passed.

Senate bill No 271, above reported, read first and second times, and under a suspension of the rule, read third time, and passed.

Mr Chamberlain gave notice of a motion to reconsider the vote whereby was passed Assembly bill No. 421, an Act to change the name of Elizabeth Chubback to Elizabeth Chubback Hopkins.

GENERAL FILE.

Senate bill No 23, an Act to provide for the registration of the citizens of this State, and for the enrolment in the several election districts of all the legal voters thereof, and for the prevention and punishment of frauds affecting the elective franchise.

Messrs. Sherwood, Bugbee, and Meredith, demanded the previous question.

Upon which, Messrs Chamberlain, Holden, and Hopper, demanded the ayes and noes, and the previous question was ordered, by the following vote:

AYES—Messrs. Anthony, Ayer, Bosquit, Bowman, Brown of Contra Costa, Bugbee, Campbell, Chappell, Clayton, Collier, Corey, Dornin, Dutton, Dwyer, Eagar, Goodall, Hamlin, Hatch, Hogle, Howard, Hunt of Santa Clara, Ireland, Kidder, Lee, Leech, Lemon, Meredith, Olds, Pattison, Perrin, Sawyer, Sherwood, Smith of Butte, Smith of El Dorado, Stewart, Taylor, Wiggin, Zuck, and Mr. Speaker—39.

NOES—Messrs. Batchelder, Bledsoe, Braly, Brown of Amador, Brown of Tulare, Chamberlain, Chase, Coghlan, Downing, Goodwin, Greene, Hansbrow, Hawkins, Hill, Hoag, Holden, Hollister, Hopper, Huestis, Long, Lupton, Luttrell, Mace, Maholmb, McClelland, Murch, Parrish, Peterson, Satterwhite, Sexton, Steele, Tilden, Ward, and Wilcox—34.

Mr. Chamberlain proposed to amend section five by striking out the words "twenty-five," and inserting "fifteen;" also, in lines sixteen and seventeen, by striking out the words "twenty-five," and inserting "fifteen."

On which, Messrs. Chamberlain, Goodall, and Peterson, demanded the ayes and noes, and the amendment was lost, by the following vote:

AYES—Messrs. Bledsoe, Braly, Brown of Amador, Chamberlain, Downing, Eagar, Goodwin, Greene, Hansbrow, Hill, Hoag, Holden, Hollister, Hopper, Huestis, Lee, Leech, Lemon, Long, Lupton, Luttrell, Mace, Maholmb, McClelland, Murch, Parrish, Peterson, Satterwhite, Sexton, Steele, Tilden, Ward, and Zuck—35

NOES—Messrs. Anthony, Ayer, Batchelder, Bosquit, Bowman, Brown of Contra Costa, Brown of Tulare, Bugbee, Campbell, Chappell, Chase, Clayton, Coghlan, Collier, Corey, Dornin, Dutton, Dwyer, Goodall, Hamlin, Hatch, Hogle, Howard, Hunt of Santa Clara, Ireland, Meredith, Olds, Pattison, Perrin, Sawyer, Sherwood, Smith of Butte, Smith of El Dorado, Stewart, Taylor, Wiggin, Wilcox, and Mr. Speaker—38.

Mr. Chamberlain also proposed to amend section six by striking out in line seven the word "one," and inserting the word "six;" and by striking out the word "year" in line eight, and inserting the word "months."

On which, Messrs. Holden, Chamberlain, and Greene, demanded the ayes and noes, and the amendment was rejected, by the following vote:

AYES—Messrs. Bledsoe, Brown of Amador, Chamberlain, Chase, Downing, Goodwin, Hansbrow, Hawkins, Hill, Hoag, Holden, Hollister, Hopper, Lee, Lemon, Long, Lupton, Luttrell, Mace, Maholmb, McClelland, Murch, Parrish, Peterson, Satterwhite, Sexton, Steele, Tilden, Ward, and Wilcox—30.

NOES—Messrs. Anthony, Ayer, Batchelder, Bosquit, Bowman, Braly, Brown of Contra Costa, Brown of Tulare, Bugbee, Campbell, Chappell, Clayton, Coghlan, Collier, Corey, Dornin, Dutton, Dwyer, Eagar, Goodall, Greene, Hamlin, Hogle, Howard, Hunt of Santa Clara, Ireland, Leech, Meredith, Olds, Pattison, Perrin, Sawyer, Sherwood, Smith of Butte, Smith of El Dorado, Stewart, Taylor, Wiggin, Zuck, and Mr. Speaker—40.

The House also refused to adopt the following amendment, proposed by Mr. Goodwin: Amend by adding at the end of line seven, in section thirteen, the words ‘Plumas, Lassen.’

On the passage of the bill, the ayes and noes were demanded, by Messrs. Luttrell, Bowman, and Coghlan, and the bill was passed, by the following vote:

AYES—Messrs. Anthony, Ayer, Batchelder, Bosquit, Bowman, Brown of Amador, Brown of Contra Costa, Bugbee, Campbell, Chappell, Clayton, Coghlan, Collier, Corey, Dorr, Dornin, Dutton, Dwyer, Eagar, Goodall, Greene, Hamlin, Hatch, Hill, Hogle, Hopper, Howard, Huestis, Hunt of Santa Clara, Ireland, Leech, Lemon, Meredith, Olds, Pattison, Perrin, Sawyer, Sherwood, Smith of Butte, Smith of El Dorado, Stewart, Taylor, Tilden, Wiggin, Zuck, and Mr. Speaker—46.

NOES—Messrs. Bledsoe, Braly, Brown of Tulare, Chamberlain, Chase, Downing, Goodwin, Hansbrow, Hawkins, Hearst, Hoag, Holden, Hollister, Lee, Long, Lupton, Luttrell, Mace, Maholmb, McClelland, Murch, Parrish, Peterson, Salterwhite, Sexton, Steele, Ward, and Wilcox—28.

Mr. Hopper gave notice of a motion to reconsider the above vote.

At three o'clock and fifty minutes p. m., Mr. Sawyer moved to adjourn.

The House refused.

On motion of Mr. Sherwood, Assembly bill No. 282, an Act to divide the County of Sonoma and to attach a portion thereof to the County of Marin, was indefinitely postponed.

Assembly bill No. 196, an Act in relation to probate sales—read third time, and passed.

Assembly bill No. 308, an Act to amend section first of an Act relating to the First Judicial District, and to fix the time for holding the Courts in said district, approved April fourth, eighteen hundred and sixty-four—read time, and passed.

Assembly concurrent resolution No. 55, instructing our Senators in Congress to vote for the proposed amendments to Federal Constitution, basing representation on the voting population—committee amendment adopted.

Messrs. Anthony, Hunt of Santa Clara, and Sherwood, demanded the previous question.

Upon which, Messrs. Downing, Lupton, and Bledsoe, demanded the ayes and noes, and the House refused to order the previous question, by the following vote:

AYES—Messrs. Anthony, Bosquit, Bowman, Brown of Contra Costa, Bugbee, Chamberlain, Corey, Dornin, Dutton, Dwyer, Eagar, Greene, Hamlin, Hatch, Hogle, Howard, Huestis, Hunt of Santa Clara, Ireland, Leech, Meredith, Olds, Pattison, Perrin, Sexton, Sherwood, Singleton, Smith of Butte, Smith of El Dorado, Stewart, Zuck, and Mr. Speaker—32.

NOES—Messrs. Ayer, Bledsoe, Braly, Brown of Amador, Brown of Tulare, Campbell, Chappell, Clayton, Coghlan, Collier, Dornin, Downing,

Goodwin, Hansbrow, Hill, Hoag, Holden, Hopper, Kidder, Lemon, Long, Lupton, Luttrell, Mace, Maholmb, McClelland, Murch, Parrish, Peterson, Sawyer, Satterwhite, Steele, Taylor, Wiggin, and Wilcox—35.

At four o'clock and fifty minutes P. M., Mr. Hopper moved to adjourn. The House refused.

On the adoption of the resolution as amended, Messrs. Holden, Lupton, and Peterson, demanded the ayes and noes, and the resolution was adopted, by the following vote :

AYES—Messrs. Anthony, Ayer, Batchelder, Bosquit, Bowman, Brown of Contra Costa, Bugbee, Campbell, Chamberlain, Chappell, Clayton, Coghlan, Collier, Corey, Dornin, Downing, Dutton, Dwyer, Eagar, Goodall, Goodwin, Greene, Hamlin, Hansbrow, Hatch, Hill, Hogle, Howard, Huestis, Hunt of Santa Clara, Ireland, Kidder, Lee, Leech, Lemon, Long, Maholmb, Meredith, Murch, Pattison, Perrin, Sawyer, Sexton, Sherwood, Singleton, Smith of Butte, Smith of El Dorado, Steele, Stewart, Taylor, Wiggin, Wilcox, Zuck, and Mr. Speaker—54.

NOES—Messrs. Bledsoe, Braly, Brown of Amador, Brown of Tulare, Hoag, Holden, Lupton, Luttrell, Mace, Parrish, Peterson, and Satterwhite—12.

Mr. Goodwin gave notice of a motion to reconsider the above vote.

Assembly concurrent resolution No. 48, relating to the Monroe doctrine—withdrawn.

Assembly concurrent resolution No. 50, relating to the Monroe doctrine—withdrawn.

At five o'clock and ten minutes P. M., on motion of Mr. Sawyer, the House adjourned.

IN ASSEMBLY.

HOUSE OF ASSEMBLY,
Wednesday, February 28th, 1866. }

House met pursuant to adjournment.

Speaker in the Chair.

Roll called.

Quorum present.

Prayer by the Chaplain.

Mr. Wilson had indefinite leave of absence.

Journal of yesterday read and approved.

Mr. Goodwin moved to reconsider the vote whereby Senate bill No. 23. (the Registry Act.) was passed.

Messrs. Sherwood, Hogle, and Collier, demanded the previous question.

Upon which, Messrs. Hopper, Luttrell, and Parrish, demanded the ayes and noes, and the previous question was ordered, by the following vote :

AYES—Messrs. Anthony, Bosquit, Bowman, Brown of Contra Costa, Brown of Tulare, Bugbee, Campbell, Chappell, Clayton, Collier, Corey, Dornin, Dutton, Dwyer, Eagar, Goodall, Hamlin, Hatch, Hogle, Howard,

Hunt of Santa Clara, Ireland, Kidder, Lee, Leech, Lemon, Meredith, Olds, Pattison, Reed, Sexton, Sherwood, Singleton, Smith of Butte, Smith of El Dorado, Stewart, Taylor, Tilden, Wiggin, Zuck, and Mr. Speaker—41.

NOES—Messrs. Ayer, Batchelder, Bledsoe, Braly, Brown of Amador, Chamberlain, Coghlan, Downing, Goodwin, Hansbrow, Hawkins, Hearst, Hill, Hoag, Holden, Hollister, Hopper, Huestis, Hunt of Sacramento, Long, Lupton, Luttrell, Mace, Maholmb, McClelland, Murch, Parrish, Perrin, Peterson, Sawyer, Satterwhite, Steele, Ward, and Wilcox—34.

Upon the motion to reconsider, Messrs. Mace, Peterson, and Parrish, demanded the ayes and noes, and the House refused to reconsider the vote whereby the Registry Act was passed, by the following vote:

AYES—Messrs. Bledsoe, Braly, Brown of Tulare, Chamberlain, Downing, Goodwin, Hansbrow, Hawkins, Hearst, Hoag, Holden, Hopper, Hunt of Sacramento, Long, Lupton, Luttrell, Mace, Maholmb, McClelland, Murch, Parrish, Peterson, Reed, Satterwhite, Steele, Ward, and Wilcox—27.

NOES—Messrs. Anthony, Ayer, Batchelder, Bosquit, Bowman, Brown of Amador, Brown of Contra Costa, Bugbee, Campbell, Chappell, Clayton, Coghlan, Collier, Corey, Dornin, Dutton, Dwyer, Eagar, Goodall, Greene, Hamlin, Hatch, Hill, Hogle, Hollister, Howard, Huestis, Hunt of Santa Clara, Ireland, Kidder, Lee, Leech, Lemon, Meredith, Olds, Pattison, Perrin, Sawyer, Sexton, Sherwood, Singleton, Smith of Butte, Smith of El Dorado, Stewart, Taylor, Tilden, Wiggin, Zuck, and Mr. Speaker—49.

Mr. Goodwin moved to reconsider the vote whereby was adopted Assembly concurrent resolution No. 55, instructing our Senators in Congress to vote for the proposed amendment to the Federal Constitution, basing representation on the voting population.

Upon which, Messrs. Leech, Chamberlain, and Zuck, demanded the previous question.

Sustained.

The House refused to reconsider the vote whereby the above resolution was adopted.

On motion of Mr. Lupton, the House reconsidered the vote whereby was passed Assembly bill No. 421, an Act to change the name of Elizabeth Chubback to Elizabeth Chubback Hopkins, and the bill was referred to the Judiciary Committee.

By leave, Mr. Sherwood moved to take up Assembly concurrent resolution No. 58, approving the action of the majority of the Senate of the United States, and the action of the Honorable John Conness in the matter of the veto of the Freedmen's Bureau bill.

Carried.

The resolutions were taken up.

On motion of Mr. Sawyer, Assembly concurrent resolution No. 34, memorial to Congress and concurrent resolution relating to granting United States bonds in lieu of certain lands to the Central Pacific Railroad Company, (the special order of the day,) was made the special order for Tuesday next at twelve o'clock.

Assembly concurrent resolutions No. 58 were further considered.

Mr. Hoag had leave to make the following report:

MR. SPEAKER:—The Sonoma and Marin delegation, to whom was

referred Assembly bill No. 393, an Act to authorize the sale of certain real estate by guardians, having had the same under consideration, beg leave to report it back, and recommend its passage.

HOAG, for Delegation.

On motion of Mr. Hoag, the rules were suspended, and Assembly bill No. 393, above reported, was taken up, considered engrossed, read third time, and passed.

Mr. Sherwood moved that the rule relating to the daily recess be suspended for fifteen minutes.

Objection being made, and the hour of one o'clock p. m. having arrived, the House took its usual recess.

HOUSE RE-ASSEMBLED.

At two o'clock p. m., the House re-assembled.

Speaker in the Chair.

Roll called.

Quorum present.

MESSAGE FROM THE SENATE.

On motion of Mr. Hunt of Santa Clara, the following message from the Senate was taken up :

SENATE CHAMBER,
February 28th, 1866. }

Mr. SPEAKER :—The Senate, on the twenty-fourth instant, passed Senate bill No 247, an Act to authorize the issue of bonds by the County of Santa Clara to erect county buildings and to confirm the purchase of the sites selected therefor ;

Also, passed Senate bill No. 203, an Act to incorporate the Town of San Buenaventura.

CHARLES W. GORDON,
Assistant Secretary.

Senate bill No 247, above reported, read first and second times, rules suspended, read third time, and passed.

Senate bill No. 203, above reported, read first and second times, rules suspended, read third time, and passed.

Assembly concurrent resolutions No 58 were further considered.

Mr. Eagar offered the following amendment: Amend by adding the words following, to wit: "And all his acts while Governor of Tennessee."

Ruled out of order.

MESSAGE FROM THE SENATE.

The following message was received from the Senate :

SENATE CHAMBER,
February 28th, 1866 }

Mr. SPEAKER :—The Senate, this day, passed Senate bill No. 279, an Act to amend an Act to provide for the erection of a Jail in the County of Tuolumne, approved February fifth, eighteen hundred and sixty-six.

CHAS. W. GORDON,
Assistant Secretary.

Senate bill No 279, above reported, read first and second times, rules suspended, read third time, and passed.

Assembly concurrent resolutions No. 58 were further considered.

Messrs. Hogle, Sexton, and Singleton, demanded the previous question.

On motion of Mr. Chappell, a call of the House was ordered.

The roll was called, and Messrs. Howard, and Hunt of Sacramento, were absent without leave.

Messrs. Hoag and Luttrell were granted indefinite leave of absence.

Mr Sawyer moved to suspend further proceedings under the call.

The House refused.

Mr. Howard appeared at the bar of the House, and was excused.

On motion of Mr Coghlan, further proceedings under the call were dispensed with.

At five o'clock and fifteen minutes P. M., Mr. Long moved to adjourn.

The House refused

Upon which, Messrs. Chase, Long, and Holden, demanded the ayes and noes, and the previous question was ordered, by the following vote :

AYES—Messrs. Anthony, Ayer, Bosquit, Bowman, Brown of Amador, Brown of Contra Costa, Bugbee, Campbell, Chamberlain, Chappell, Clayton, Coghlan, Corey, Dornin, Dutton, Dwyer, Eagar, Greene, Hamlin, Hansbrow, Hatch, Hill, Hogle, Hollister, Howard, Huestis, Hunt of Santa Clara, Ireland, Johnson, Kidder, Lee, Leech, Maholmb, Meredith, Murch, Olds, Pattison, Sawyer, Sexton, Sherwood, Singleton, Smith of Butte, Smith of El Dorado, Steele, Stewart, Taylor, Ward, Zuck, and Mr. Speaker—49.

NOES—Messrs. Batchelder, Bledsoe, Braly, Brown of Tulare, Chase, Collier, Downing, Goodall, Goodwin, Hawkins, Hearst, Holden, Hopper, Long, Lupton, Mace, McClelland, Parrish, Perrin, Peterson, Reed, Satterwhite, Tilden, and Wilcox—24.

Upon the adoption of the substitute reported by the majority of the Committee on Federal Relations for Assembly concurrent resolution No. 58, Messrs. Long, Chappell, and Chase, demanded the ayes and noes, and the substitute was adopted, by the following vote :

AYES—Messrs. Anthony, Ayer, Batchelder, Bosquit, Bowman, Brown of Contra Costa, Bugbee, Campbell, Chamberlain, Chappell, Clayton, Coghlan, Collier, Corey, Dornin, Dutton, Dwyer, Eagar, Goodall, Greene, Hamlin, Hansbrow, Hatch, Hogle, Hollister, Howard, Hunt of Santa Clara, Ireland, Kidder, Lee, Leech, Meredith, Murch, Olds, Pattison, Perrin, Sawyer, Sexton, Sherwood, Singleton, Smith of Butte, Smith of El Dorado, Steele, Stewart, Taylor, Zuck, and Mr Speaker—47.

NOES—Messrs. Bledsoe, Braly, Brown of Amador, Brown of Tulare, Chase, Downing, Goodwin, Hawkins, Hearst, Hill, Holden, Hopper, Huestis, Johnson, Long, Lupton, Mace, Maholmb, McClelland, Parrish, Peterson, Reed, Satterwhite, Tilden, Ward, and Wilcox—26.

Upon the adoption of the resolutions as amended, Messrs Hopper, Holden, and Brown of Tulare, demanded the ayes and noes, and the resolutions as amended were adopted by the following vote :

AYES—Messrs. Anthony, Ayer, Batchelder, Bosquit, Bowman, Brown of Contra Costa, Bugbee, Campbell, Chamberlain, Chappell, Clayton, Coghlan, Collier, Corey, Dorr, Dornin, Dutton, Dwyer, Eagar, Goodall,

Greene, Hamlin, Hansbrow, Hatch, Hogle, Hollister, Howard, Hunt of Santa Clara, Ireland, Kidder, Lee, Leech, Meredith, Murch, Olds, Pattison, Perrin, Sawyer, Sexton, Sherwood, Singleton, Smith of Butte, Smith of El Dorado, Steele, Stewart, Taylor, Zuck, and Mr. Speaker—47.

NOES—Messrs. Bledsoe, Braly, Brown of Amador, Brown of Tulare, Chase, Downing, Goodwin, Hawkins, Hearst, Hill, Holden, Hopper, Huestis, Johnson, Long, Lupton, Mace, Maholmb, McClelland, Parrish, Peterson, Reed, Satterwhite, Tilden, Ward, and Wilcox—26.

At five o'clock and thirty-five minutes P. M., on motion of Mr. Chamberlain, the House adjourned.

IN ASSEMBLY.

HOUSE OF ASSEMBLY,
Thursday, March 1st, 1866. }

House met pursuant to adjournment.

Speaker in the Chair.

Roll called

Quorum present.

Prayer by the Chaplain.

Journal of yesterday read and approved.

PETITIONS.

Mr. Chamberlain presented a petition from citizens of San Joaquin County against the passage of any bills providing for a transfer of the bonds from the Western Pacific Railroad Company to the Copperopolis Railroad Company, or for purchasing the interest of the City of Stockton in the Court House and grounds, or for raising a tax to pay off the indebtedness of the San Joaquin District Agricultural Society, or for the taxing the people of said county for the purpose of subscribing for stock in the Copperopolis Railroad.

Referred to the San Joaquin delegation

Mr. Hollister presented a petition from sundry persons, praying the Legislature to blot from existence the Board of Swamp Land Commissioners.

Referred to the Committee on Swamp and Overflowed Lands.

Mr. Dwyer presented a petition from the Pacific Glass Works Company for the title of the State to the swamp or tide land lying in front of their tract.

Laid on the table.

Mr. Bowman presented a petition from members of the San Francisco Bar against the passage of Senate bill No 92, an Act to organize and regulate the Justices' Court in the City and County of San Francisco.

Referred to the San Francisco delegation.

Mr. Hopper presented a petition from sundry persons remonstrating against the passage of an Act providing for certain improvements in and near the City of Sacramento.

Referred to the Sacramento delegation.

Mr. Coghlan presented a petition from H Winchester in favor of the passage of a bill to submit the question of the removal of the county seat of Lake County to the electors of said county.

Laid on the table.

Mr. Greene presented a petition from citizens of the City of Stockton for the passage of an Act to amend an Act entitled an Act to re-incorporate the City of Stockton, approved April twenty-first, eighteen hundred and sixty-two.

Referred to the San Joaquin delegation.

REPORTS.

Mr. Eagar, Chairman of the Committee on Ways and Means, made the following report :

MR. SPEAKER :—The Committee on Ways and Means, to whom was referred Assembly bill No. 365, an Act entitled an Act to amend an Act to provide revenue for the support of the government of this State, approved May seventeenth, eighteen hundred and sixty-one, having had the same under consideration, beg leave to report it back, and recommend its passage.

EAGAR, Chairman.

Mr. Eagar, Chairman of the Committee on Ways and Means, also made the following report :

MR. SPEAKER :—The Committee on Ways and Means, to whom was referred Assembly bill No. 388, an Act allowing the tax payers of the County of Amador the privilege of paying the county portion of their taxes in county warrants, having had the same under consideration, report it back, and recommend that it be indefinitely postponed.

The committee believe that the passage of this Act would have a tendency to depreciate to a great extent the credit of the county, for the constant return of the warrants in payment of taxes, where money should be paid to redeem outstanding warrants, would defer the payment of outstanding warrants to an indefinite period, and consequently depreciate their value in the market. The experiment has been tried in various counties in this State, and so far as the knowledge of the committee extends, it has been followed with disastrous results. For these and numerous other reasons, the committee consider the passage of this bill would be unwise.

EAGAR, Chairman.

Mr. Corey, Chairman of the Committee on Enrolment, made the following report :

MR. SPEAKER :—The Committee on Enrolment have examined, and found correctly enrolled, Assembly bill No. 43, an Act to provide for the speedy completion of the State Capitol building ;

Also, Assembly bill No. 213, an Act to authorize the County Auditor of Fresno County to issue bonds to pay for constructing and furnishing a County Jail and Court House ;

Also, Assembly bill No. 367, an Act to appropriate money for contingent expenses of the Legislature ;

Also, Assembly bill No. 289, an Act to regulate fees in office of the Sheriff, also providing for additional deputies for the County Recorder in Nevada County;

And on Wednesday, the twenty-eighth day of February, eighteen hundred and sixty-six, delivered the same to the Governor for his approval.

COREY, Chairman.

Mr. Corey, Chairman of the Committee on Enrolment, also made the following report:

MR. SPEAKER:—The Committee on Enrolment have examined, and found correctly enrolled, Assembly bill No. 104, an Act to consolidate certain offices in the County of Shasta;

Also, Assembly bill No. 199, an Act to fix the fees and mileage of jurors in and for the District Court, County Court, and grand jury, in Placer County;

Also, Assembly bill No. 202, an Act to legalize the sale of certain real estate made by the California Bible Society in the City and County of San Francisco;

Also, Assembly bill No. 272, an Act to amend an Act entitled an Act to amend an Act supplementary to an Act to amend an Act to prevent trespassing of animals upon private property, approved May seventeenth, eighteen hundred and sixty-one, approved April twenty-fifth, eighteen hundred and sixty-three;

Also, Assembly bill No. 294, an Act to provide for the boarding of the prisoners in the County Jail of Butte County, and for furnishing supplies for the County Infirmary of said county;

And on Tuesday, February twenty-seventh, delivered the same to the Governor for his approval.

COREY, Chairman.

Mr. Kidder, from the Committee on Internal Improvements, reported in favor of the passage of Assembly bill No. 321, an Act to develop the agricultural interests, and to aid in the construction of a canal for the purposes of irrigation and inland trade in the Counties of Colusa, Yolo, and Solano.

[For report, see Appendix]

On motion of Mr. Reed, the report was ordered printed, together with the bill above reported.

Mr. Hogle, from the Committee on Engrossment, made the following report:

MR. SPEAKER:—The Committee on Engrossment have examined, and found correctly engrossed, Assembly concurrent resolution No. 55, instructing our Senators in Congress to vote for the proposed amendment to the Federal Constitution, basing representation on the voting population.

HOGLE, for Committee.

Mr. Perrin made the following report:

MR. SPEAKER:—The Tuolumne delegation, to whom was referred Senate bill No. 146, an Act to fix the salary of certain officers in Tuolumne county, having had the same under consideration, report it back, and recommend its passage;

Also, Senate bill No. 235, an Act to amend an Act entitled an Act to

make certain offices in the County of Tuolumne salaried offices, approved February twenty-first, eighteen hundred and sixty-one, and report it back, and recommend its passage.

PERRIN, for Delegation.

On motion of Mr. Perrin, the rules were suspended, and Senate bills Nos. 235 and 146, above reported, were severally read third time, and passed.

Mr. Chamberlain made the following report :

Mr. SPEAKER :—The San Joaquin delegation, to whom was referred Assembly bill No. 391, an Act in relation to the assessment of taxes in the County of San Joaquin, report the same back, with a substitute, and recommend the passage of the substitute.

CHAMBERLAIN,
GREENE.

Substitute for Assembly bill No. 391, above reported, was adopted, rules suspended, the bill considered engrossed, read third time, and passed.

Mr. Taylor made the following report :

Mr. SPEAKER :—The El Dorado and Amador delegations, to whom was referred Assembly bill No. 394, an Act amendatory of and supplementary to an Act entitled an Act creating the offices of Township Collectors and Assessors in the Counties of El Dorado and Amador, approved April twenty-fifth, eighteen hundred and sixty-two, having had the same under consideration, beg leave to report it back, and recommend its passage.

TAYLOR,
BROWN.

Mr. Brown of Amador made the following report :

Mr. SPEAKER :—The Amador and Alpine delegation, to whom was referred Assembly bill No. 342, an Act relative to the office of District Attorney of the County of Amador, having had the same under consideration, report it back, and recommend its passage ;

Also, Assembly bill No. 341, an Act to amend an Act to regulate the fees of certain officers in Amador County, report the same back, with a substitute, and recommend the passage of the substitute.

BROWN,
LEE.

Mr. Maholmb made the following report :

Mr. SPEAKER :—The Sacramento delegation, to whom was referred Assembly bill No. 378, an Act to provide for the prevention of conflagrations and the protection of property saved from fire in the City of Sacramento, having had the same under consideration, report it back, and recommend its passage ;

Also, Assembly bill No. 259, an Act to amend an Act entitled an Act providing for the government of the County of Sacramento, approved April twenty-fifth, eighteen hundred and sixty-three, and report the same back, and recommend its passage.

MAHOLMB, for Delegation.

Mr. Brown of Tulare made the following report :

MR. SPEAKER :—The special committee to whom was referred Senate bill No. 197, have considered the same, report it back, with an amendment, and respectfully recommend its passage as amended.

BROWN, for Delegation.

MESSAGE FROM THE GOVERNOR.

The following message was received from the Governor :

STATE OF CALIFORNIA, EXECUTIVE DEPARTMENT, }
Sacramento, February 28th, 1866. }

To the Assembly of the State of California:

I have to inform your honorable body that I have approved Assembly bill No. 272, an Act to amend an Act entitled an Act to amend an Act supplementary to an Act to amend an Act to prevent trespassing of animals upon private property, approved the seventeenth day of May, eighteen hundred and sixty-one, approved April twenty-fifth, eighteen hundred and sixty-three;

Also, Assembly bill No. 294, an Act to provide for the boarding of the prisoners in the County Jail of Butte County, and for furnishing supplies for the County Infirmary of said county;

Also, Assembly bill No. 104, an Act to consolidate certain offices in the County of Shasta;

Also, Assembly bill No. 202, an Act to legalize the sale of certain real estate made by the California Bible Society in the City and County of San Francisco;

Also, Assembly bill No. 199, an Act to fix the fees and mileage of jurors in and for the District Court, County Court, and grand jury, in Placer County;

Also, Assembly bill No. 234, an Act concerning the offices of Sheriff, County Clerk, County Recorder, County Treasurer, County Judge, and District Attorney, and fixing their compensation for the County of El Dorado.

FRED'K F. LOW,
Governor.

Mr. Wiggin offered a concurrent resolution fixing the pay of Charles D. Lyman as Clerk of the Insane Asylum Investigating Committee, at eight dollars per day.

Adopted.

MESSAGE FROM THE SENATE.

The following message was received from the Senate :

SENATE CHAMBER, }
February 28th, 1866. }

MR. SPEAKER :—The Senate, on yesterday, passed Senate bill No. 227, an Act to protect sheep and Cashmere and Angora goats against the ravages of dogs;

Also, passed Senate bill No. 224, an Act to prohibit the Board of Supervisors of the County of Butte from drawing warrants for the per diem of Road Overseers on any fund except the Road Fund of the district of which said Road Overseer has charge;

Also, passed Assembly bill No. 47, an Act to provide for the collection of information relating to the agricultural and other industrial pursuits of this State, with amendments, and respectfully ask concurrence of Assembly in amendments;

Also, passed Assembly bill No. 99, an Act concerning the distribution of the reports of the decisions of the Supreme Court, and the statutes of this State;

Also, passed Assembly bill No. 266, an Act to change the name of Lucy Ada Ladd;

Also, passed Assembly bill No. 295, an Act to change the name of H. H. Custer to H. H. Koster;

Also, passed Assembly bill No. 317, an Act concerning official publication for the County of Yolo;

Also, passed Assembly bill No. 319, an Act to regulate the times for holding the terms of the County Court and Probate Court of Monterey County;

Also, passed Assembly bill No. 326, an Act to provide for the collection of delinquent taxes upon certain real estate and improvements assessed to unknown owners in the County of San Bernardino;

Also, passed Assembly bill No. 336, an Act to confer certain powers on the Board of Supervisors of Merced County;

Also, passed Assembly bill No. 310, an Act to give mileage to grand and trial jurors in the County of Alameda;

Also, passed Assembly bill No. 338, an Act making the office of Treasurer of Los Angeles County a salaried office;

Also, passed Assembly bill No. 346, an Act to change the name of Laura Henry to Laura Ellen Hellyer;

Also, passed Assembly bill No. 377, an Act to create an Interest and Sinking Fund for Klamath County;

Also, passed Assembly bill No. 193, an Act in relation to public roads in the County of Alpine, and to the Road Fund of said county;

Also, passed Assembly bill No. 406, an Act for the relief of the Assessor and Collector of Placerville Township, El Dorado County;

Also, on the twenty-fourth instant, passed Senate bill No. 231, an Act entitled an Act concerning estrays in the County of Sutter;

Also, on the twenty-third instant, passed Senate bill No. 259, an Act to legalize the levy of a school tax in Chico School District, in Butte County.

CHAS. W. GORDON,
Assistant Secretary.

CONSIDERATION OF SENATE MESSAGE.

Senate bill No 227, above reported, read first and second times, and referred to the Committee on Agriculture.

Senate bill No 231, above reported, read first and second times, and referred to the Sutter delegation.

Senate bill No 224, above reported, read first and second times, and referred to the Butte delegation.

Senate bill No 259, above reported, read first and second times, and referred to the Butte delegation.

The House concurred in Senate amendments to Assembly bill No. 47, above reported.

Mr. Mace gave notice that he would introduce a bill for an Act to

authorize J. Henry Wood, and A. N. Wood, and associates, to construct and maintain a turnpike road in the County of Fresno.

INTRODUCTION OF BILLS.

Bills were introduced as follows:

By Mr. Bowman, for an Act for the relief of H. Wheelock.

Read first and second times, and referred to the San Francisco delegation.

By Mr. Chase, for an Act to change the name of Catherine Black to Miriam Ayers.

Read first and second times, and referred to the Judiciary Committee.

By Mr. Reed, for an Act concerning the Board of State Capitol Commissioners.

Read first and second times, and referred to the Committee on Public Buildings.

By Mr. Singleton, for an Act supplementary to an Act to amend an Act defining the time for commencing civil actions, passed April twenty-second, eighteen hundred and fifty, approved April eighteenth, eighteen hundred and sixty-three, approved February eighteenth, eighteen hundred and sixty-four.

Read first and second times, and referred to the Judiciary Committee.

By Mr. Wiggin, for an Act to change the name of the Pacific Accumulation Loan Company.

Read first and second times, and referred to the Judiciary Committee.

Also, for an Act for the relief of Charles T. Carvalho, Chinese Interpreter of the City and County of San Francisco.

Read first and second times, and referred to the San Mateo delegation.

By Mr. Hunt of Santa Clara, for an Act to re-incorporate the Town of Santa Clara.

Read first and second times, and referred to the Santa Clara delegation.

By Mr. Chamberlain, for an Act in relation to the Tax Collector of the County of San Joaquin.

Read first and second times, and ordered on file.

Also, for an Act to fix the amount of the salary of the County Judge of the County of San Joaquin.

Read first and second times, and ordered on file.

By Mr. Sexton, for an Act to amend an Act concerning crimes and punishments, passed April sixteenth, one thousand eight hundred and fifty, amended March eighteenth, A. D. one thousand eight hundred and sixty-three.

Read first and second times, and referred to the Judiciary Committee.

Also, for an Act to authorize H. H. Smith and others to construct and maintain a turnpike road from Cave Valley to a point on the line of the Central Pacific Railroad, at or near Auburn Station.

Read first and second times, and referred to the Placer and El Dorado delegations.

Also, for an Act to change the name of John Bendahl to John Randolph.

Read first and second times, and referred to the Judiciary Committee.

By Mr. Clayton, for an Act to authorize the Controller of State to issue duplicate warrants to John Gierl.

Read first and second times, and referred to the Committee on Claims.

By Mr. Eagar, for an Act to amend an Act entitled an Act to provide revenue for the support of the government of this State, approved May

seventeenth, one thousand eight hundred and sixty-one, and the several Acts amendatory thereof and supplementary thereto.

Read first and second times, and referred to the Committee on Ways and Means.

By Mr. Dwyer, for an Act to authorize the sale and conveyance by patent to the Pacific Glass Works of certain lands in the City and County of San Francisco now belonging to the State of California.

Read first and second times, and together with petition No. 76, on the same subject, referred to a special committee consisting of the Chairmen of the Judiciary Committee, on Commerce and Navigation, on Swamp and Overflowed Lands, on Public Lands, and on Ways and Means.

By Mr. Wiggin, for an Act to prevent seduction

Read first and second times, and referred to the Committee on Public Morals.

Also, for an Act concerning the office of County Clerk of the City and County of San Francisco.

Read first and second times, and referred to the San Francisco delegation.

Also, for an Act concerning the office of Sheriff of the City and County of San Francisco.

Read first and second times, and referred to the San Francisco delegation.

By Mr. Coghlan, for an Act submitting to the qualified voters of Lake County the removal of the county seat thereof.

Read first and second times, and together with petition No. 79, on the same subject, referred to the Committee on Counties and County Boundaries.

By Mr. Pattison, for an Act to license and legalize gaming.

Read first and second times, and referred to a special committee composed of the Chairmen of the Judiciary Committee, on Public Morals, and on Ways and Means.

By Mr. Hopper, for an Act granting to certain parties the right to bring the waters of Clear Lake to Sacramento City for irrigating and domestic purposes.

Read first and second times, and referred to the Committee on Internal Improvements.

On motion of Mr. Maholmb, Assembly bill No. 378, an Act to provide for the prevention of conflagrations and the protection of property saved from fire in the City of Sacramento, was recommitted.

On motion of Mr. Coghlan, Senate bill No. 91, an Act to authorize John Lawley and his associates to construct a turnpike road in Napa and Lake Counties, was taken up, read third time, and passed.

GENERAL FILE.

On motion of Mr. Brown of Contra Costa, Assembly bill No. 134, an Act to amend an Act entitled an Act to fix the compensation of the District Attorney of the County of Contra Costa, approved February ninth, eighteen hundred and sixty, the second bill on file, was taken up, the substitute offered by the committee was adopted, amended, rules suspended, the bill considered engrossed, read third time, and passed.

Assembly bill No. 102, an Act entitled an Act concerning partnerships for mining purposes—recommitted to the Judiciary Committee, with instructions to report to-morrow.

Assembly bill No. 331, an Act to repeal certain Acts concerning official bonds—indeinitely postponed.

Assembly bill No. 262, an Act to authorize the sale and disposal of property in certain cases by married women, and to limit their liability upon their covenants—amendments adopted, ordered engrossed, and the usual number of copies ordered printed.

The substitute reported for Assembly bill No. 239, an Act to amend an Act entitled an Act to legalize and provide for the collection of delinquent taxes in the counties of this State, approved May sixteenth, eighteen hundred and sixty-one—ordered printed, and recommitted to the Judiciary Committee.

The substitute reported for Assembly bill No. 320, an Act supplemental to the Criminal Practice Act of this State—adopted, amended, and recommitted, with instructions to report to-morrow.

Assembly bill No. 201, an Act concerning unincorporated mining companies when there is no written contract—recommitted to the Judiciary Committee, with instructions to report to-morrow.

The hour of one o'clock P. M. having arrived, the House took its usual recess.

HOUSE RE-ASSEMBLED.

At two o'clock P. M., the House re-assembled.

Speaker in the Chair.

Roll called.

Quorum present.

GENERAL FILE RESUMED.

On the engrossment of Assembly bill No. 120, an Act to authorize the legal voters of Alpine County to locate the county seat of said county by a special election, Messrs. Lee, Hawkins, and Meredith, demanded the ayes and noes, and the House refused to order the bill engrossed, by the following vote:

AYES—Messrs. Batchelder, Braly, Brown of Amador, Chase, Dornin, Hamlin, Hawkins, Hill, Hollister, Hopper, Huestis, Ireland, Lee, Long, Lupton, Mace, Maholmb, Mureh, Parrish, Pattison, Peterson, Sexton, Stewart, and Taylor—24.

NOES—Messrs. Ayer, Bledsoe, Bosquit, Bowman, Brown of Tulare, Campbell, Chamberlain, Clayton, Collier, Corey, Dutton, Dwyer, Goodwin, Greene, Hansbrow, Hatch, Hunt of Sacramento, Johnson, Kidder, McClelland, Perrin, Reed, Sawyer, Smith of Butte, Smith of El Dorado, Ward, Wiggin, Wilcox, Zuck, and Mr. Speaker—30.

Senate bill No. 149, an Act to secure to the miners of this State pure and unadulterated quicksilver—read third time, and passed.

Assembly bill No. 135, an Act providing for the construction of a wagon road from Guallalla River, in Mendocino County, to Shelter Cove, in Humboldt County—substitute adopted, rules suspended, bill considered engrossed, read third time, and passed, and title amended, by striking out the word "Guallalla," and inserting "Russian," and by striking out "Mendocino," and inserting "Sonoma."

Senate bill No. 225, an Act to authorize the Board of Supervisors of Amador County to levy a special tax for bridge purposes—amendments adopted, read third time, and passed, and the Clerk was directed to transmit the same immediately to the Senate.

Mr. Goodwin gave notice of a motion to reconsider the vote whereby the House refused to engross Assembly bill No. 120, an Act to authorize the legal voters of Alpine County to locate the county seat of said county by a special election.

Senate bill No. 208, an Act to amend an Act entitled an Act in relation to the Board of Supervisors of the County of Butte, to define their powers and duties, and other matters relating thereto, and to reduce public expenses and taxation in said county, approved April fourth, eighteen hundred and sixty-four—amendments adopted, read third time, and passed.

Assembly bill No. 383, an Act to provide for the construction of a wagon road from the Town of Oroville, in the County of Butte, to Beckwith Pass, in Plumas County—rules suspended, considered engrossed, read third time, and passed.

Assembly bill No. 384, an Act amendatory of and supplemental to an Act entitled an Act granting the right of way over certain lands in the Counties of Lake and Sonoma for the construction of a wagon road, approved March fifteenth, eighteen hundred and sixty-four—ordered engrossed.

Assembly bill No. 389, an Act to amend an Act entitled an Act to amend an Act entitled an Act concerning the Board of Supervisors of the County of San Bernardino, approved April eighth, eighteen hundred and sixty-two, approved March eighteenth, eighteen hundred and sixty-four—rules suspended, considered engrossed, read third time, and passed.

Assembly bill No. 49, an Act to establish an Agricultural and Mechanical Arts College in Sonoma County—was considered in Committee of the Whole.

IN ASSEMBLY.

Reported with a substitute, substitute adopted, was further considered in Committee of the Whole, reported with amendments, and its passage recommended as amended.

On motion of Mr. Lupton, the following amendments reported by the Committee of the Whole were adopted, to wit:

Amend section one by striking out the word "three" in line three, and insert the word "two."

Also, amend section two by striking out all after the word "College" in line three, down to and including the word "State" in line four, and insert in lieu thereof the words "It shall consist of the Governor of the State, the President of the State Agricultural Society, the President of the Mechanics' Institute of the City and County of San Francisco, and five other members."

Also, amend section five by inserting after the word "Society" in line three, the words "and the President of the Mechanics' Institute."

Also, amend by adding at the end of section six, "who shall not vote on any question before the Board unless in case of a tie vote."

Also, in place of the first four lines of section seven, insert the following words: "At the first meeting of the Board, or as soon thereafter as competent persons can be obtained, they shall appoint a Secretary and Treasurer of the Board, neither of whom shall be a member of the Board of Directors."

Also, amend section nine by striking out in line three, the words "and farms."

Also, by striking out all between the word "office" in line five, and the word "also" in line six.

Also, by inserting after the word "horticultural" in line seven, the word "mechanical;" and after the word "husbandry" in line nine, the word "mechanics;" and in lines nine and ten, after the word "farmers," insert "mechanics."

Also, amend section ten by adding after the word "distributed" in the second line, the words "without charge."

The bill was then ordered engrossed.

At five o'clock P. M., Mr. Wilcox moved to adjourn.

Upon which, Messrs. Meredith, Yule, and Sherwood, demanded the ayes and noes, and the roll was called, with the following result:

AYES—Messrs. Ayer, Bledsoe, Bosquit, Bowman, Braly, Brown of Amador, Brown of Tulare, Bugbee, Campbell, Chamberlain, Chase, Clayton, Coghlan, Dornin, Dwyer, Eagar, Goodall, Goodwin, Hamlin, Hatch, Hawkins, Hill, Hogle, Kidder, Lecch, Lemon, Long, Lupton, Mace, McClelland, Parrish, Pattison, Sawyer, Sexton, Sherwood, Singleton, Smith of Butte, Smith of El Dorado, Steele, Ward, Wilcox, and Zuck—42.

NOES—Messrs. Anthony, Batchelder, Brown of Contra Costa, Chappell, Collier, Corey, Downing, Dutton, Greene, Hansbrow, Hearst, Holden, Hollister, Howard, Huestis, Hunt of Santa Clara, Ireland, Maholmb, Meredith Murch, Olds, Perrin, Peterson, Reed, Satterwhite, Stewart, Taylor, Tilden, Wiggin, and Mr. Speaker—30.

And so, at five o'clock and five minutes P. M., the House adjourned.

IN ASSEMBLY.

HOUSE OF ASSEMBLY,
- Friday, March 2d, 1866. }

House met pursuant to adjournment.

Speaker pro tem in the Chair.

Roll called.

Quorum present.

Prayer by the Chaplain.

Journal of yesterday read and approved.

Mr. Hopper had leave of absence for one day, Mr. Olds for two days, and Mr. Sexton had indefinite leave.

Mr. Lee moved to reconsider the vote whereby the House refused to order engrossed Assembly bill No 120, an Act to authorize the legal voters of Alpine County to locate the county seat of said county by a special election.

Mr. Lee moved a call of the House.

The House refused.

On the motion to reconsider, Messrs Lee, Satterwhite, and Ayer, demanded the ayes and noes, and the House refused, by the following vote:

AYES—Messrs. Batchelder, Braly, Brown of Amador, Bugbee, Campbell, Downing, Greene, Huestis, Hunt of Santa Clara, Ireland, Lee, Lecch

Lemon, Long, Lupton, Meredith, Murch, Parrish, Pattison, Perrin, Satterwhite, Smith of El Dorado, Steele, Stewart, Taylor, and Tilden—26.

NOES—Messrs. Anthony, Ayer, Bledsoe, Bosquit, Bowman, Brown of Tulare, Chamberlain, Chappell, Clayton, Coghlan, Collier, Corey, Dorr, Dutton, Dwyer, Goodwin, Hamlin, Hansbrow, Hatch, Hearst, Hogle, Holden, Howard, Hunt of Sacramento, McClelland, Reed, Sawyer, Sherwood, Singleton, Smith of Butte, Ward, Wiggin, Wilcox, Zuck, and Mr. Speaker—35.

PETITIONS.

Mr. Zuck presented a petition from citizens of Santa Clara County against the passage of any bill for the incorporation of the Town of Santa Clara.

Referred to the Santa Clara delegation.

Mr. Holden presented a petition from fifty citizens of Mendocino County for the passage of a bill limiting the terms of the County Court of said county.

Referred to the Judiciary Committee.

REPORTS.

Mr. Corey, Chairman of the Committee on Enrolment, made the following report :

MR. SPEAKER :—The Committee on Enrolment have examined, and found correctly enrolled, Assembly bill No. 24, an Act to define and establish the boundaries of Mono County ;

Also, Assembly bill No. 182, an Act to establish a paid fire department for the City and County of San Francisco ;

Also, Assembly bill No. 256, an Act to ratify and confirm certain ordinances and resolutions of the Board of Supervisors of the City and County of San Francisco ;

Also, Assembly bill No. 362, an Act to amend an Act to fix the compensation of officers, to provide for funding the floating debt of the County of Santa Barbara, and prohibit the contracting of any new indebtedness against said county, approved April fourth, eighteen hundred and sixty-four ;

Also, Assembly bill No. 406, an Act for the relief of the Assessor and Collector of Placerville Township, El Dorado County ;

And this day, March second, eighteen hundred and sixty-six, delivered the same to the Governor for his approval.

Also, have examined, and found correctly enrolled, Assembly concurrent resolution No. 47, requesting our delegation in Congress to procure the sale of petroleum lands ;

Also, Assembly concurrent resolution No. 56, allowing Hiram Arents and John Doran mileage from Sacramento to Stockton as witnesses before the Insane Asylum Investigating Committee ;

And this day, March second, eighteen hundred and sixty-six, deposited the same in the office of the Secretary of State.

COREY, Chairman.

Mr. Chappell, Chairman of the Committee on Swamp and Overflowed Lands, made the following report :

MR. SPEAKER :—The Committee on Swamp and Overflowed Lands, to

whom was referred Assembly bill No. 260, an Act to amend the Act of April eleventh, eighteen hundred and sixty-two, entitled an Act supplemental to an Act to provide for the reclamation and segregation of swamp and overflowed, salt marsh, and tide lands donated to the State of California by Act of Congress, approved May thirteenth, eighteen hundred and sixty-one, having had the same under consideration, beg leave to report the same back, and recommend its passage

CHAPPEL, Chairman.

Mr. Wilcox, Chairman of the Committee on Corporations, made the following report :

Mr. SPEAKER:—The Committee on Corporations, to whom was referred Assembly bill No. 98, an Act for the preservation of the public health in certain cases, having had the same under consideration, report back a substitute, and recommend its passage.

WILCOX, Chairman.

Mr. Downing, from the Committee on State Hospitals, made the following report :

Mr. SPEAKER:—The Committee on State Hospitals, to whom was referred Assembly bill No. 405, an Act to provide for changing the location of the California institution for the education of the deaf and dumb and blind, having had the same under consideration, ask leave to present a substitute therefor, and recommend the passage of the substitute.

TAYLOR,
DOWNING,
CHAMBERLAIN,
DORR,
TILDEN.

Mr. Sherwood, Chairman of the Committee on Public Expenditures and Accounts, made the following report :

Mr. SPEAKER:—The Committee on Public Expenditures and Accounts, having examined and found correct the following accounts, beg leave to report the same, and recommend the adoption of the accompanying resolution :

To whom due.	Amounts.
California Christian Advocate for session	\$9 00
George I. Lytle, for Evening Bulletin for February	105 50
George I. Lytle, for Stockton Independent for February.....	18 00
P. J. Hopper, for Folsom Telegraph for session	24 00
The Elevator for session.....	3 00
Dewey & Co., for Mining and Scientific Press for session.. ..	15 00
Robert Nixon, for Yreka Journal for session	45 00
J. H. Lawrence, for Mariposa Free Press for session.....	27 00
Bunker & Porter, for Contra Costa Gazette for session	9 00
W. W. Kellogg, for Quincy Union for session.....	12 50
Benjamin Dore, for Alameda Gazette for session.....	60 00

To whom due.	Amounts.
John A. Tutt, for Daily Examiner for February.....	\$40 50
Lynch & Mundall, for Gold Hill News for session.....	38 25
R. Stuart, for Daily Alta for February.....	24 00
R. Stuart, for Daily Flag for February.....	22 00
George L. Sharrets, for Tuolumne Courier for session.....	9 00
R. Stuart, for Morning Call for session.....	3 00
J. J. Conway, for Shasta Courier for session.....	36 00
J. W. Robertson, for Merced Herald.....	31 00
J. H. Sullivan, for services.....	64 00
D. Kendall, for room rent for Judiciary Committee.....	30 00
Hiram Clock, for drayage, &c.....	15 00
L. Calish, for fastening muelage bottles.....	5 00
J. Breuner & Co., for furniture.....	46 50
H. Klays, for room rent for Committee on Claims.....	25 00
W. Clark, for shades, dusters, &c.....	41 75
Floberg & Conrad, for clock.....	8 00
C. Rave, for locks, &c.....	8 50

Resolved, That the Controller of State be and he is hereby authorized and required to draw his warrants in favor of the following named persons :

- In favor of California Christian Advocate, for nine dollars;
- In favor of George I. Lytle, for one hundred and twenty-three dollars and fifty cents;
- In favor of P. J. Hopper, for twenty-four dollars;
- In favor of The Elevator, for three dollars;
- In favor of Dewey & Co., for fifteen dollars;
- In favor of Robert Nixon, for forty-five dollars;
- In favor of J. H. Lawrence, for twenty-seven dollars;
- In favor of Banker & Porter, for nine dollars;
- In favor of W. W. Kellogg, for twelve dollars and fifty cents;
- In favor of Benjamin Dore, for sixty dollars;
- In favor of John A. Tutt, for forty dollars and fifty cents;
- In favor of Lynch & Mundall, for thirty-eight dollars and twenty-five cents;
- In favor of R. Stuart, for forty-nine dollars;
- In favor of George L. Sharrets, for nine dollars;
- In favor of J. J. Conway, for thirty-six dollars;
- In favor of J. W. Robertson, for thirty-one dollars;
- In favor of J. H. Sullivan, for sixty-four dollars;
- In favor of D. Kendall, for thirty dollars;
- In favor of Hiram Clock, for fifteen dollars;
- In favor of L. Calish, for five dollars;
- In favor of J. Breuner & Co., for forty-six dollars and fifty cents;
- In favor of H. Klays, for twenty-five dollars;
- In favor of W. Sharp, for forty-one dollars and seventy-five cents;
- In favor of Floberg & Conrad, for eight dollars;
- In favor of C. Rave, for eight dollars and fifty cents.

SHERWOOD, Chairman.

The resolution above reported was adopted.

Mr. Meredith, Chairman of the Committee on Mileage, made the following report:

MR. SPEAKER:—The Committee on Mileage beg leave to report that W. P. Tilden is entitled to twenty-two dollars and forty cents for mileage to the State Reform School and back, and to fifty-one dollars and twenty cents for mileage to San Francisco and back, as one of the Committee on Education, amounting to seventy-three dollars and sixty cents; they also recommend the adoption of the following resolution:

Resolved, by the Assembly, that the Controller of State be authorized to draw his warrant on the State Treasurer, in favor of W. P. Tilden, for seventy-three dollars and sixty cents, payable out of the Contingent Fund of the Assembly.

MEREDITH,
ANTHONY,
McCLELLAND.

The resolution above reported was adopted.

Mr. Reed, Chairman of the Committee on Agriculture, made the following report:

MR. SPEAKER:—The Committee on Agriculture, to whom was referred Assembly bill No. 380, an Act entitled an Act to amend an Act entitled an Act to provide for the retention of the hides of cattle killed or slaughtered in certain counties in this State, approved April twentieth, eighteen hundred and sixty-three, having had the same under consideration, report it back, and recommend its indefinite postponement;

Also, Assembly bill No. 322, entitled an Act for the better protection of stock raisers, report the same back, with the title and bill amended, and recommend the passage of the bill as amended;

Also, Assembly bill No. 375, an Act entitled an Act to prevent stallions from running at large in the County of Butte, report the bill back, with a substitute, and recommend the passage of the substitute;

Also, Senate bill No. 227, an Act entitled an Act to protect sheep and Cashmere and Angora goats against the ravages of dogs, report it back, and recommend its passage.

REED, Chairman.

Mr. Brown of Contra Costa, Chairman of the Judiciary Committee, made the following report:

MR. SPEAKER:—The Judiciary Committee, to whom was referred Assembly bill No. 102, an Act concerning partnerships for mining purposes, having had the same under consideration, report it back, with amendments, without recommendation;

Also, Assembly bill No. 201, an Act concerning unincorporated mining companies when there is no written contract, and recommend that it do not pass, for the reason that if Assembly bill No. 102 be passed, with the amendments recommended by the committee, the objects sought by this bill will have been accomplished.

BROWN, Chairman.

Mr. Bugbee, Chairman of the Committee on Public Buildings, made the following report:

Mr. SPEAKER:—The Committee on Public Buildings, to whom was referred Assembly bill No 436, an Act concerning the Board of State Capitol Commissioners, having had the same under consideration, report it back, and recommend its passage.

BUGBEE, Chairman.

Mr. Tilden made the following report:

Mr. SPEAKER:—The Butte delegation, to whom was referred Senate bill No. 259, an Act to legalize the levy of a school tax in Chico School District, in Butte County, having had the same under consideration, report it back, and recommend its passage;

Also, Senate bill No. 224, an Act to prohibit the Board of Supervisors of the County of Butte from drawing warrants for the payment of the per diem of Road Overseers on any fund except the Road Fund of the district of which the said Road Overseer has charge, and report it back, and recommend its passage.

TILDEN,
SMITH of Butte.

On motion of Mr. Tilden, Senate bill No 259, above reported, was read third time, and passed.

Mr Howard made the following report:

Mr. SPEAKER:—The San Mateo delegation, to whom was referred Assembly bill No. 288, an Act to establish pounds in the County of San Mateo, having had the same under consideration, report it back, and recommend its passage.

HOWARD, for Delegation.

On motion of Mr. Zuck, the following proposed amendment to Standing Rule Number Forty, was taken up:

Resolved, That Rule Number Forty of the Standing Rules of this House be amended, by adding at the end of it the following: "No member shall speak longer than twenty minutes at one time on any subject."

Mr. Downing offered the following amendment: Amend by striking out "twenty minutes" and insert "thirty minutes."

Upon which, Messrs. Long, Lupton, and Holden, demanded the ayes and noes, and the amendment was adopted, by the following vote:

AYES—Messrs. Anthony, Batchelder, Bledsoe, Bosquit, Braly, Brown of Amador, Brown of Contra Costa, Brown of Tulare, Campbell, Chappell, Clayton, Coghlan, Collier, Dorr, Downing, Dwyer, Eagar, Goodall, Goodwin, Hamlin, Hansbrow, Holden, Hunt of Santa Clara, Johnson, Lemon, Long, Lupton, Mace, Maholmb, McClelland, Parrish, Perrin, Peterson, Sawyer, Satterwhite, Taylor, Tilden, Ward, Wiggin, and Wilcox—40.

NOES—Messrs. Ayer, Bowman, Bugbee, Chamberlain Coghlan, Dutton, Greene, Hatch, Hill, Howard, Huostis, Ireland, Meredith, Murch, Olds, Pattison, Sherwood, Singleton, Smith of Butte, Smith of El Dorado, Steele, Stewart, Zuck, and Mr. Speaker—24.

Upon the adoption of the resolution as amended, Messrs. Long, Lupton, and Bledsoe, demanded the ayes and noes, and the resolution as amended was adopted, by the following vote:

AYES—Messrs. Anthony, Batchelder, Bosquit, Bowman, Brown of Contra Costa, Brown of Tulare, Bugbee, Campbell, Chamberlain, Chappell, Clayton, Collier, Dorr, Dornin, Dutton, Dwyer, Eagar, Goodall, Greene, Hamlin, Hansbrow, Hatch, Howard, Huestis, Johnson, Lemon, McClelland, Meredith, Murch, Olds, Pattison, Perrin, Sawyer, Satterwhite, Sherwood, Smith of Butte, Smith of El Dorado, Steele, Taylor, Wiggin, Wilcox, Zuck, and Mr. Speaker—43.

NOES—Messrs. Ayer, Bledsoe, Braly, Brown of Amador, Coghlan, Downing, Goodwin, Hearst, Hogle, Holden, Hunt of Santa Clara, Ireland, Long, Lupton, Mace, Parrish, Peterson, Singleton, Stewart, and Tilden—20.

On motion of Mr. Chappell, the Clerk was directed to immediately transmit to the Senate, Assembly concurrent resolution No. 59, relating to the pay of Charles D. Lyman for services as Clerk of Investigating Committee of Insane Asylum.

MESSAGES FROM THE SENATE.

The following messages were received from the Senate:

SENATE CHAMBER, }
March 1st, 1866. }

MR. SPEAKER:—The Senate, this day, passed Assembly bill No 184, an Act for the relief of B. W. Bours and others, sureties on the official bond of Mark A. Evans.

JOHN WHITE,
Secretary of Senate.

SENATE CHAMBER, }
March 2d, 1866 }

MR. SPEAKER:—The Senate, on yesterday, passed Assembly bill No. 240, an Act supplementary to an Act to provide for the funding of the indebtedness of the County of San Luis Obispo outstanding on the first day of July, in the year eighteen hundred and sixty-three, approved March sixth, eighteen hundred and sixty-three;

Also, adopted Senate concurrent resolution No 35, to allow mileage to the Sergeant-at-Arms of the Insane Asylum Investigating Committee;

Also, concurred in Assembly amendments to Senate bill No. 225, an Act to authorize the Board of Supervisors of Amador County to levy a special tax for bridge purposes;

Also, on the twenty-fourth instant, passed Senate bill No. 261, an Act to authorize the Board of Supervisors of Del Norte County to levy a special tax and create a Redemption Fund for the payment of county indebtedness;

Also, passed Senate bill No. 262, an Act to amend an Act entitled an Act to provide for the construction of a telegraph line in and through the State of California, and between the Atlantic and Pacific, approved February twentieth, eighteen hundred and sixty-six.

CHAS. W. GORDON,
Assistant Secretary.

CONSIDERATION OF SENATE MESSAGES.

Senate bill No. 261, above reported, read first and second times, rules suspended, read third time, and passed.

Senate bill No. 240, above reported, read first and second times, rules suspended, read third time, and passed.

Senate bill No. 262, above reported, read first and second times, and referred to the Committee on Corporations.

The House concurred in Senate concurrent resolution No. 35, above reported.

INTRODUCTION OF BILLS.

Bills were introduced as follows :

By Mr. Chamberlain, for an Act authorizing the purchasers of lands from the Board of Supervisors under the Act approved April twenty-eighth, eighteen hundred and fifty-eight, to relinquish and relocate the same.

Read first and second times, and referred to the Committee on Public Lands.

By Mr. Reed, for an Act to pay the claim of A. C. Monson.

Read first and second times, and referred to the Committee on Claims.

By Mr. Howard, for an Act for the preservation of trout in the County of San Mateo.

Read first and second times, and ordered on file.

By Mr. Tilden, for an Act to amend an Act entitled an Act to promote the study of anatomy.

Read first and second times, and referred to the Committee on Hospitals.

By Mr. Meredith, for an Act to authorize the construction of a wagon road from Webber's Lake, in Sierra County, to Randolph, Sierra Valley.

Read first and second times, and ordered on file.

By Mr. Smith of El Dorado, for an Act to amend an Act entitled an Act concerning crimes and punishments, passed April sixteenth, eighteen hundred and fifty, and amended March eighteenth, eighteen hundred and sixty-three.

Read first and second times, and referred to the Judiciary Committee.

By Mr. Goodall, for an Act granting leave of absence to Seth G. Sinden, Sheriff of Mono County.

Read first and second times, and ordered on file.

By Mr. Sawyer, for an Act to enable the State of California to co-operate with the association of loyal States in the erection of a monument to Abraham Lincoln.

Read first and second times, and made the special order for Wednesday next at twelve o'clock M.

By Mr. Sherwood, for an Act supplementary to an Act entitled an Act to regulate fees in office in the County of Yuba, approved April twenty-first, eighteen hundred and sixty.

Read first and second times, and referred to the Yuba delegation.

Mr. Chamberlain had leave to make the following report :

Mr. SPEAKER :—The San Joaquin delegation, to whom was referred the petition of certain citizens of San Joaquin County for the reduction of the fees of certain officers of said county, report that they have examined the abstract of the statement of the fees of officers returned and filed with the Clerk of the Board of Supervisors of said county for the year eighteen hundred and sixty-five, as certified by him to the Secretary of State, of which the following is a portion, to wit :

By T. K. Hook, Sheriff and Tax Collector	\$11,782 65
By H. E. Hall, County Clerk.....	7,317 90
By K. E. Wilhoit, Recorder and Auditor.....	3,606 01
By E. J. Smith, County Surveyor, (from August first).....	2,497 85
By J. C. Beyers, District Attorney, (from January to July).....	728 30

That, in their opinion, the fees of some of these officers are too high as compared with what is realized by men of equal capacity in the ordinary business occupations of life. In this connection your committee would further say that the officers elected in the County of San Joaquin at the last general election were elected on a platform pledging the delegation in the Legislature to secure the reduction of the fees of county officers. Wherefore your committee report the accompanying bill providing for the necessary reduction, and recommend its passage

CHAMBERLAIN,
GREENE.

In accordance with which Mr Chamberlain introduced a bill for an Act to fix the fees and compensation of certain officers in the County of San Joaquin.

Read first and second times, and ordered on file.

By Mr. Olds, for an Act to provide for the construction of a county road in Marin County by the Supervisors of Marin County.

Read first and second times, and referred to the Marin delegation.

By Mr. Batchelder, for an Act for the relief of Alexander Gibson.

Read first and second times, and together with the accompanying affidavits, referred to the Committee on Claims.

GENERAL FILE.

The veto message of the Governor on Assembly bill No. 41, an Act to change the name of the Pacific Accumulation Loan Company, and authorize it to purchase certain real estate.

The question being "Shall the bill pass notwithstanding the objections of the Governor?" the roll was called, and the House refused to pass the bill, by the following vote:

AYES—None.

NOES—Messrs. Anthony, Ayer, Batchelder, Bosquit, Bowman, Braly, Brown of Amador, Brown of Contra Costa, Brown of Tulare, Bugbee, Campbell, Chamberlain, Chappell, Clayton, Coghlan, Collier, Corey, Dornin, Downing, Dutton, Dwyer, Goodall, Goodwin, Greene, Hamlin, Hansbrow, Hatch, Hawkins, Hearst, Hill, Hogle, Holden, Hollister, Howard, Huestis, Hunt of Santa Clara, Ireland, Kidder, Lee, Lemon, Long, Lupton, Mace, Maholmb, McClelland, Meredith, Murch, Olds, Parrish, Pattison, Perrin, Peterson, Reed, Sawyer, Satterwhite, Sherwood, Singleton, Smith of Butte, Smith of El Dorado, Steele, Stewart, Taylor, Tilden, Wiggin, and Wilcox—65.

Assembly bill No. 372, an Act concerning marks and brands in the County of Siskiyou—rules suspended, considered engrossed, read third time, and passed.

MESSAGE FROM THE SENATE.

The following message was received from the Senate :

SENATE CHAMBER,
March 2d, 1866. }

Mr. SPEAKER:—The Senate, this day passed, under suspension of the rules, Senate bill No. 285, an Act supplementary to and amendatory of an Act concerning the official bonds of officers, passed February twenty-eighth, eighteen hundred and fifty.

CHAS. W. GORDON,
Assistant Secretary.

Senate bill No. 285, above reported, read first and second times, rules suspended, read third time, and passed.

GENERAL FILE RESUMED.

Substitute for Assembly bill No. 149, an Act to define and establish the width of East street between Market and Clay streets, in the City and County of San Francisco—read third time, and passed.

Assembly bill No. 187, an Act to authorize the City of Stockton to re issue bonds—read third time, and passed.

On motion of Mr. Hogle, Assembly bill No. 102, an Act entitled an Act concerning partnerships for mining purposes, was taken up, and referred to the following special committee: Messrs. Singleton, Hearst, Goodwin, Hogle, Smith of El Dorado, Brown of Contra Costa, Lec. Steele, Lup-ton, and Mr. Speaker, who were directed to report on Wednesday next.

Mr. Downing offered the following resolution :

Resolved, That the Committee on Claims be requested to report back, on to-morrow, Assembly bill No. 371, an Act for the relief of Thomas Thompson.

Adopted.

Assembly bill No. 361, an Act to provide for the payment of certain floating claims against the County of Santa Barbara—read third time, and passed.

The hour of one o'clock P. M. having arrived, the House took its usual recess.

HOUSE RE-ASSEMBLED.

At two o'clock P. M., the House re-assembled.

Speaker in the Chair.

Roll called.

Quorum present.

Mr. Downing had indefinite leave of absence.

Assembly bill No. 205, an Act for the relief of Charles P. Duane.

Mr. Coghlan moved to refer the bill to the Committee on Claims.

The House refused.

On motion of Mr. Wilcox, the bill was referred to the Judiciary Committee, with instructions to report a bill enabling said Duane to sue on his claims in the Courts of this State.

Mr. Corey, Chairman of the Committee on Enrolment, had leave to make the following report:

MR. SPEAKER:—The Committee on Enrolment have examined, and found correctly enrolled, Assembly bill No. 89, an Act to authorize J. B. Estis, Lew. M. Warden, and their associates, to construct and maintain a turnpike road from Cloverdale to or near Standley's Ranch, and charge and collect toll;

Also, Assembly bill No. 168, an Act to more clearly define and establish the boundary line of Yolo County;

Also, Assembly bill No. 184, an Act for the relief of B. W. Bours and others, sureties on the official bond of Mark A. Evans;

Also, Assembly bill No. 219, an Act to legalize and confirm a certain contract made between the County of Santa Clara, by the Board of Supervisors thereof, and the Western Pacific Railroad Company, bearing date the twenty-eighth day of March, A. D. eighteen hundred and sixty-five;

Also, Assembly bill No. 243, an Act to fix the time of holding the County Court and Probate Court in Lake County;

Also, Assembly bill No. 330, an Act to legalize the assessment of taxes for the years A. D. eighteen hundred and sixty-five and eighteen hundred and sixty-six, for the County of Santa Barbara;

Also, Assembly bill No. 303, an Act to authorize the removal of the bodies of certain deceased persons;

And on this, the second day of March, eighteen hundred and sixty-six, at eleven o'clock and fifty-five minutes A. M., delivered the same to the Governor for his approval.

COREY, Chairman.

MESSAGE FROM THE GOVERNOR.

The following message was received from the Governor:

STATE OF CALIFORNIA, EXECUTIVE DEPARTMENT, }
Sacramento, March 2d, 1866. }

To the Assembly of the State of California:

I have to inform your honorable body that I have approved Assembly bill No. 213, an Act to authorize the County Auditor of Fresno County to issue bonds to pay for constructing and furnishing a County Jail and Court House;

Also, Assembly bill No. 24, an Act to define and establish the boundaries of Mono County;

Also, Assembly bill No. 406, an Act for the relief of the Assessor and Collector of Placerville Township, El Dorado County;

Also, Assembly bill No. 182, an Act to establish a paid fire department for the City and County of San Francisco;

Also, Assembly bill No. 362, an Act to amend an Act to fix the compensation of officers, to provide for funding the floating debt of the County of Santa Barbara, and prohibit the contracting of any new indebtedness against said county, approved April fourth, eighteen hundred and sixty-four;

Also, Assembly bill No. 367, an Act to appropriate money for contingent expenses of the Legislature;

Also, Assembly bill No. 43, an Act to provide for the speedy completion of the State Capitol building.

FRED'K F. LOW,
Governor.

On motion of Mr. Chamberlain, Assembly bill No. 464, an Act to fix the fees and compensation of certain officers in the County of San Joaquin, was taken up, the rules suspended, the bill read third time, and passed.

Mr. Howard had leave to make the following report:

Mr. SPEAKER:—The San Mateo delegation, to whom was referred Assembly bill No. 411, an Act to organize and regulate townships in San Mateo County, hereby return the same, and recommend its passage.

HOWARD, for Delegation.

On motion of Mr Howard, the rules were suspended, and Assembly bill No. 411, above reported, was taken up, considered engrossed, read third time, and passed.

GENERAL FILE RESUMED.

Assembly bill No. 390, an Act to authorize the County of San Joaquin to issue bonds for the redemption of the bonds of said county which become due during the year eighteen hundred and sixty-six, and to provide for the payment of the same—rules suspended, considered engrossed, read third time, and passed.

Assembly bill No. 398, an Act to authorize the construction of a wagon road from the Cold Spring House, in Butte County, to Greenville, in Plumas County—rules suspended, considered engrossed, read third time, and passed.

Assembly bill No. 401, an Act to amend an Act entitled an Act to incorporate the City of Stockton, approved April twenty-first, eighteen hundred and sixty-two—ordered engrossed.

Assembly bill No. 404, an Act to fix the compensation of the Board of Supervisors of Sutter County—rules suspended, considered engrossed, read third time, and passed.

Assembly bill No. 277, an Act granting the Kearsarge Road Company and their assigns the right to maintain a toll road and collect tolls thereon—read third time, and passed.

Senate bill No. 150, an Act amendatory of the Act to provide for the government of the common schools in the City of Sacramento, passed April twenty-sixth, eighteen hundred and sixty-two, and the Acts amendatory thereof—amendment adopted, read third time, and passed.

Assembly bill No. 244, an Act to provide for the protection of agistors—substitute adopted, and ordered engrossed.

Assembly bill No. 382, an Act to reduce the percentage of the Tax Collector in Humboldt County—substitute adopted, rules suspended, considered engrossed, read third time, and passed.

Senate bill No. 118, an Act to authorize the guardian of William Henry Howard, a minor, to sell and convey the real estate of said minor—read third time, and passed.

Senate bill No. 55, an Act to provide for the printing of a catalogue of the State Library—read third time, and passed.

Mr Sexton had leave to withdraw Assembly bill No. 249, an Act to establish the county seat of Lake County.

Assembly bill No. 180, an Act defining the rights, privileges, and duties of coparceners, joint tenants, and tenants in common in the occupation of lands and tenements held in common—read third time, and passed.

Assembly bill No. 332, an Act to incorporate the National Guard, a company of the uniformed militia of this State—amendment adopted, rules suspended, considered engrossed, read third time, and passed.

The House refused to order engrossed Assembly bill No. 178, an Act relating to mutual fire insurance companies.

Assembly bill No. 124, an Act to provide for the expropriation of lands and waters for public use—amended, and referred to the Judiciary Committee.

Assembly bill No. 64—an Act to amend an Act entitled an Act amendatory of and supplementary to an Act to tax foreign insurance companies in this State, approved April fifteenth, eighteen hundred and sixty-two—laid on the table.

Assembly bill No. 399, an Act to aid the construction of the Placerville and Sacramento Valley Railroad—ordered engrossed, and the usual number of copies ordered printed.

Assembly bill No. 220, an Act to confirm a certain contract for the sale of stock held by the County of Santa Clara in the San Francisco and San José Railroad Company, and give effect to the same—amendments adopted, rules suspended, considered engrossed, read third time, and passed.

Assembly bill No. 302, an Act granting to certain parties the right to construct and maintain a turnpike road within the Counties of El Dorado and Amador—substitute adopted, rules suspended, considered engrossed, read third time, and passed.

Assembly bill No. 392, an Act to amend an Act entitled an Act to grant the right to improve the navigation of Petaluma Creek, approved April eleventh, eighteen hundred and fifty-nine, to extend the time for the completion of the improvements, and provide for the payment thereof—referred to the Committee on Commerce and Navigation.

Assembly bill No. 407, an Act to authorize the Board of Supervisors of Butte County to sell certain bonds, and to provide for the redemption of the bonds of the county, and for other purposes connected therewith—ordered engrossed, rules suspended, considered engrossed, read third time, and passed.

Assembly bill No. 412, an Act to authorize J. Q. A. Tilton and others to construct and maintain a turnpike road from a point where the main county road crosses the San Mateo Creek to Half Moon Bay, and to charge and collect toll for travel thereon—rules suspended, considered engrossed, read third time, and passed.

Assembly bill No. 415, an Act to amend an Act entitled an Act concerning lawful fences, approved April twenty-seventh, eighteen hundred and fifty-five, and amended by Act approved April fourth, eighteen hundred and sixty-four—rules suspended, considered engrossed, read third time, and passed.

Assembly bill No. 426, an Act concerning roads and highways in the County of Siskiyou—rules suspended, considered engrossed, read third time, and passed.

Assembly bill No. 428, an Act to amend an Act entitled an Act concerning hogs found running at large in the Counties of Marin, Sacramento, San Francisco, Alameda, Stanislaus, Yuba, and Santa Clara, approved April twenty-first, eighteen hundred and fifty-six—rules suspended, considered engrossed, read third time, and passed.

Assembly bill No. 429, an Act to authorize the Board of Supervisors of Marin County to build a Court House, offices, and County Jail in Marin County, and levy taxes for the payment of the same—rules suspended, considered engrossed, read third time, and passed.

Assembly bill No. 431, an Act to further extend the time for the

completion of the Big Tree and Carson Valley Turnpike Road—rules suspended, considered engrossed, read third time, and passed.

Assembly bill No 365, an Act to amend an Act entitled an Act to provide revenue for the support of the government of this State, approved May seventeenth, eighteen hundred and sixty-one—ordered engrossed.

Assembly bill No 394, an Act amendatory of and supplementary to an Act entitled an Act creating the offices of Township Collectors and Assessors in the Counties of El Dorado and Amador, approved April twenty-fifth, eighteen hundred and sixty-two—recommitted.

Assembly bill No. 342, an Act relative to the office of District Attorney of the County of Amador.

Mr. Brown of Contra Costa offered the following amendment: Amend by striking out the word "pay" in line three, section four, and insert the word "salary."

To which Mr Sawyer offered the following amendment: "This Act shall take effect on the first Monday in March, eighteen hundred and sixty-eight."

Adopted.

Messrs. Hunt of Santa Clara, Greene, and Corey, demanded the previous question.

Sustained.

The House refused to adopt the amendment of Mr. Brown of Contra Costa as amended, and refused to order the bill engrossed.

Assembly bill No. 341, an Act to amend an Act to regulate the fees of certain officers in Amador County—substitute adopted, and ordered engrossed.

Assembly bill No 259, an Act to amend an Act entitled an Act providing for the government of the County of Sacramento, approved April twenty-fifth, eighteen hundred and sixty-three—rules suspended, considered engrossed, read third time, and passed.

Senate bill No. 197, an Act supplemental to an Act entitled an Act to provide for funding the debt of Tulare County, for the payment of the interest thereon, and for the gradual liquidation of the debt, approved February twenty-sixth, eighteen hundred and fifty-nine—amendment adopted, read third time, and passed.

Assembly bill No. 441, an Act to fix the amount of the salary of the County Judge of San Joaquin County—ordered engrossed.

Assembly bill No. 442, an Act in relation to the Tax Collector of the County of San Joaquin—ordered engrossed.

At four o'clock and twenty minutes P. M., Mr. Lemon moved to adjourn.

Upon which Messrs. Batchelder, Sherwood, and Stewart, demanded the ayes and noes.

Mr. Lemon had leave to withdraw his motion to adjourn.

Mr. Dorr had leave to have his name recorded in the affirmative in the vote on the adoption of Assembly concurrent resolutions No. 58, in relation to the veto of the Freedman's Bureau bill. Also, had leave to record his vote in the affirmative on the passage of Senate bill No. 32, (the Registry Act.)

Mr. Hearst had leave to record his vote in the negative on the passage of Senate bill No. 323 (the Registry Act.)

Mr. Batchelder gave notice of a motion to reconsider the vote whereby the House refused to engross Assembly bill No. 342, an Act relative to the office of District Attorney of the County of Amador.

Mr. Smith of El Dorado had leave to introduce a bill for an Act to amend an Act entitled an Act concerning the Courts of justice of this State and judicial officers, approved April twentieth, eighteen hundred and sixty-three.

Read first and second times, and referred to the Judiciary Committee.

At four o'clock and twenty-five minutes p. m., on motion of Mr. Singleton, the House adjourned.

IN ASSEMBLY.

HOUSE OF ASSEMBLY,
Saturday, March 3d, 1866. }

House met pursuant to adjournment.

Speaker in the Chair.

Roll called.

Quorum present.

Prayer by the Reverend F. Buell of San Francisco.

Mr. Smith of Butte had indefinite leave of absence.

Journal of yesterday read and approved.

Mr. Brown of Contra Costa had indefinite leave of absence.

PETITIONS.

Mr. Eagar presented a petition from citizens of Alameda County for the passage of a bill authorizing the owners of agricultural land to drain the same, and to pass the surplus waters upon the owner of the adjoining land next below his premises, upon giving notice to the same.

Referred to the Alameda delegation.

Mr. Holden presented a petition from three electors and tax payers of Mendocino County for a reduction of the salary of the County Judge of said county from eighteen hundred dollars to twelve hundred dollars.

Referred to the Judiciary Committee.

Mr. Coghlan presented papers relating to the removal of the county seat of Lake County.

Referred to the Committee on Counties and County Boundaries.

REPORTS.

Mr. Corey, Chairman of the Committee on Enrolment, made the following report:

MR. SPEAKER:—The Committee on Enrolment have examined, and found correctly enrolled, Assembly bill No. 70, an Act to amend an Act entitled an Act to provide for the establishment, maintenance, and protection of public and private roads, approved May sixteenth, eighteen hundred and sixty-one;

Also, Assembly bill No. 99, an Act concerning the distribution of the reports of the decisions of the Supreme Court, and the statutes of this State;

Also, Assembly bill No. 115, an Act providing for the construction of a public road from a point on the Bloomfield and Petaluma Road, in Sonoma

County, to a point at the Beck School House, on the Tomales Road, in Marin County ;

Also, Assembly bill No. 192, an Act to regulate the meetings of the Board of Supervisors of Alpine County, and fix their compensation ;

Also, Assembly bill No. 266, an Act to change the name of Lucy Ada Ladd ;

Also, Assembly bill No. 295, an Act to change the name of H. H. Custer to H. H. Koster ;

Also, Assembly bill No. 317, an Act concerning official publications for the County of Yolo ;

And on this day, March third, eighteen hundred and sixty-six, delivered the same to the Governor for his approval.

COREY, Chairman.

Mr. Brown of Contra Costa, Chairman of the Judiciary Committee, made the following report :

MR. SPEAKER :—The Judiciary Committee, to whom was referred Assembly bill No. 432, an Act entitled an Act supplementary to an Act entitled an Act regulating the apportionment of fees of office in civil cases between District Attorneys and their successors in office, passed February twenty-seventh, eighteen hundred and sixty-six, having had the same under consideration, report it back, with a substitute. The bill affects only the fees of District Attorneys in the Counties of Napa, Lake, Santa Barbara, San Joaquin, and Siskiyou, and the bill is recommended by the delegations from these counties.

BROWN, Chairman.

The substitute for Assembly bill No. 432, above reported, was taken up and adopted, rules suspended, considered engrossed, read third time, and passed.

Mr. Tilden, Chairman of the Committee on State Hospitals, made the following report :

MR. SPEAKER :—The Committee on State Hospitals, to whom was referred Assembly bill No. 458, an Act to amend an Act entitled an Act to promote the study of anatomy, having had the same under consideration, report it back, with a substitute, and recommend the passage of the substitute.

TILDEN,
TAYLOR,
CHAMBERLAIN,
DORR.

Mr. Hunt of Sacramento, Chairman of the Committee on Claims, made the following report :

MR. SPEAKER :—The Committee on Claims, in accordance with the resolution adopted by the Assembly March second, report back Assembly bill No. 371, an Act for the relief of Thomas Thompson ;

Also, Senate bill No. 95, an Act for the relief of John A. Baxter, and report it back, without recommendation, as there was no evidence of any kind before the committee as to the right of the State to pay the claim.

HUNT,
BATCHELDER,
CAMPBELL.

Assembly bill No. 371, above reported, was recommitted.

Mr. Eagar, Chairman of the Committee on Ways and Means, made the following report :

MR. SPEAKER :—The Committee on Ways and Means, to whom was referred Assembly bill No. 414, an Act for the relief of the California volunteer officers and sailors of the United States Navy who have honorably served within the State of California during the late war, having had the same under consideration, report it back, with a substitute, and recommend the passage of the substitute.

EAGAR, Chairman.

On motion of Mr. Eagar, the substitute for Assembly bill No. 414, above reported, was taken up, and considered in Committee of the Whole.

IN ASSEMBLY.

Reported, and passage recommended.

The substitute above reported was adopted, and on motion of Mr. Peterson, was laid on the table, and the usual number of copies ordered printed.

FURTHER REPORTS.

Mr. Hogle, from the Committee on Engrossment, made the following report :

MR. SPEAKER :—The Committee on Engrossment have examined, and found correctly engrossed, Assembly bill No. 135, an Act to provide for the construction of a wagon road from the Russian River, in Sonoma County, to Shelter Cove, in Humboldt County ;

Also, Assembly bill No. 262, an Act to authorize the sale and disposal of property in certain cases by married women ;

Also, Assembly bill No. 383, an Act to provide for the construction of a wagon road from the Town of Oroville, in the County of Butte, to Beckwith Pass, in Plumas County ;

Also, Assembly bill No. 384, an Act amendatory of and supplemental to an Act entitled an Act granting the right of way over certain lands in the Counties of Lake and Sonoma for the construction of a wagon road, approved March fifteenth, eighteen hundred and sixty-four ;

Also, Assembly bill No. 391, an Act in relation to the levying of county taxes in the County of San Joaquin ;

Also, Assembly bill No. 393, an Act to authorize the sale of certain real estate by guardians ;

Also, Assembly bill No. 389, an Act to amend an Act entitled an Act to amend an Act entitled an Act concerning the Board of Supervisors of the County of San Bernardino, approved April eighth, eighteen hundred and sixty-two, approved March eighteenth, eighteen hundred and sixty-four.

HOGLE, for Committee.

Mr. Wiggin made the following report :

MR. SPEAKER :—The San Francisco delegation, to whom was referred Assembly bill No. 363, an Act to regulate the rates of fare on certain street railroads in the City and County of San Francisco, having had the same under consideration, beg leave to report the bill back, with amendments, and recommend its passage as amended ;

Also, Assembly bill No 206, an Act supplemental to an Act to provide for the construction of a street railroad and tunnel through Russian Hill, in the City and County of San Francisco, report the bill back, and recommend its passage ;

Also, Assembly bill No 343, an Act to legalize an order of the Board of Supervisors of the City and County of San Francisco granting the use of certain streets to the Front street, Mission, and Ocean Railroad-Company, report the bill back, and recommend its passage ;

Also, Assembly bill No. 237, an Act to confer further powers upon the Board of Supervisors of the City and County of San Francisco, report the bill back, and recommend that it be indefinitely postponed ;

Also, Assembly bill No. 327, an Act supplementary to an Act entitled an Act to amend an Act entitled an Act to grant the right of way for a railroad track within the corporate limits of the City and County of San Francisco, approved May fourteenth, eighteen hundred and sixty-two, approved April eighth, eighteen hundred and sixty-three, report the bill back, with the recommendation that it be indefinitely postponed ;

Also, Assembly bill No 381, an Act for the relief of Charles Cornbloom, report the bill back, with the recommendation that it be indefinitely postponed.

WIGGIN, for Delegation.

Mr. Batchelder made the following report :

Mr. SPEAKER :—The Yuba delegation, to whom was referred Assembly bill No 122, an Act amendatory of an Act entitled an Act to regulate fees in office in the County of Yuba, approved April twenty-first, eighteen hundred and sixty, having had the same under consideration, report back a substitute, with the recommendation that it pass.

BATCHELDER, for Delegation.

Mr. Sexton made the following report :

Mr. SPEAKER :—The El Dorado and Placer delegation, to whom was referred Assembly bill No. 444, an Act to authorize H. H. Smith and others to construct and maintain a turnpike road from Cave Valley to a point on the Central Pacific Railroad at or near Auburn Station, having carefully examined the same, beg leave to report it back, and recommend its passage.

SEXTON, for Delegation.

On motion of Mr. Sexton, Assembly bill No. 444, above reported, was taken up, rules suspended, considered engrossed, read third time, and passed.

Mr McClelland made the following report :

Mr. SPEAKER :—The San Francisco delegation, to whom was referred Assembly bill No. 130, an Act for the relief of T. A. Brady, having had the same under consideration, report it back, and recommend its passage.

HAGER,
SHAW.
HEARST,
HAWKINS,
CHASE,
BRALY,
LUPTON,
McCLELLAND.

Mr. Dwyer made a report from a part of the San Francisco delegation against the passage of Assembly bill No. 130, an Act for the relief of T. A. Brady.

[For report, see Appendix.]

Mr. Smith of El Dorado offered the following resolution :

Resolved, That the Committee on Mines and Mining Interests have leave of absence for the purpose of visiting the office of the State Geologist, to inquire into and report upon the condition and progress of the State Geological Survey, and whether in their opinion the same should be continued.

Adopted.

Mr. Meredith, Chairman of the Committee on Mileage, made the following report :

Mr. SPEAKER :—The Committee on Mileage beg leave to report that J. C. Dorr is entitled to ninety-three dollars and sixty cents for mileage as one of the Hospital Committee to San Francisco, thence to Stockton and back ; they also recommend the adoption of the following resolution :

Resolved, By the Assembly, that the Controller of State be authorized to draw his warrant on the State Treasurer in favor of J. C. Dorr for the sum of ninety-three dollars and sixty cents, payable out of the Contingent Fund of the Assembly.

MEREDITH,
ANTHONY,
McCLELLAND.

The resolution above reported was adopted.

On motion of Mr. Batchelder, the vote whereby the House refused to order engrossed Assembly bill No. 342, an Act relative to the office of District Attorney of the County of Amador, was reconsidered, and the bill was referred to the Judiciary Committee.

On motion of Mr. Chamberlain, Assembly bill No. 349, an Act to amend an Act entitled an Act to regulate proceedings in civil cases in the Courts of justice of this State, passed April twenty-ninth, eighteen hundred and fifty-one, and the Act amendatory thereof, approved April twenty-seventh, eighteen hundred and sixty-three, was taken up, and ordered on file.

MESSAGE FROM THE SENATE.

The following message was received from the Senate :

SENATE CHAMBER,
March 3d, 1866 }

Mr. SPEAKER :—The Senate, on yesterday, passed substitute for Senate bill No. 82, an Act to appropriate money for the payment of the claims of the California Volunteers ;

Also, passed Senate bill No. 248, an Act concerning assessments upon the stock of corporations ;

Also, passed Senate bill No. 243, an Act to amend an Act entitled an Act to regulate proceedings in criminal cases, passed May first, eighteen hundred and fifty-one ;

Also, passed Senate bill No. 161, an Act to provide for the construc-

tion of a canal for irrigating certain lands between the Mokelumne and Calaveras Rivers, in San Joaquin County;

Also, passed Assembly bill No. 328, an Act to provide for erecting and fencing the plot of ground occupied as a State burial ground, with an amendment, and respectfully ask the concurrence of the Assembly in the amendment;

Also, passed Assembly bill No. 296, an Act to authorize John Y. Wilson and George W. Stevens to carry on the packing business within certain limits of the City and County of San Francisco;

Also, passed Assembly bill No. 409, an Act fixing the compensation of the Sheriff of the County of Stanislaus, and to provide for the payment of the same;

Also, passed Assembly bill No. 300, an Act making the office of County Assessor of Merced County a salaried office;

Also, passed Assembly bill No. 161, an Act to exempt from stamp duty certain contracts of insurance;

Also, passed Assembly bill No. 285, an Act to authorize the Board of Supervisors of Santa Cruz County to issue and sell bonds of said county, and to provide for the payment of the same, and other matters relating to the revenue of said county;

Also, passed Assembly bill No. 25, an Act to authorize the Treasurer of Santa Cruz County to collect the taxes of said county, and relating to the salary of said Treasurer;

Also, passed Assembly bill No. 335, an Act to establish a Police Court in the City of Oakland, and define its jurisdiction, duties, and fees of Court and its officers;

Also, passed Assembly bill No. 270, an Act supplementary to an Act entitled an Act to provide for the appointment of Notaries Public, and defining their duties, with amendments, and respectfully ask the concurrence of the Assembly;

Also, passed Assembly bill No. 359, an Act to provide pay for trial jurors and witnesses in criminal cases in Humboldt County;

Also, passed Assembly bill No. 373, an Act for the relief of certain parties who may be entitled to county warrants in Humboldt County.

Also, passed Assembly bill No. 297, an Act to authorize Edward Bent, his associates and assigns, to clear the channel and render navigable the stream in Contra Costa County known as the Arroya del Hambre

Also, concurred in Assembly concurrent resolution No. 55, instructing our Senators in Congress to vote for the proposed amendments to Federal Constitution, basing representation on the voting population

Also, concurred in Assembly concurrent resolution No 58, approving the action of majority of United States Senate in refusing to sustain the President's veto on the Freedmen's Bureau bill, and approving the vote of Hon. John Conness upon the same.

CHAS. W. GORDON,
Assistant Secretary.

CONSIDERATION OF SENATE MESSAGE.

Senate bill No 248, above reported, read first and second times, and referred to the Committee on Corporations.

Senate bill No. 243, above reported, read first and second times, and referred to the Judiciary Committee.

Senate bill No. 161, above reported, read first and second times, and referred to the San Joaquin delegation.

Senate substitute for Senate bill No. 82, above reported, read first and second times, and referred to the Committee on Ways and Means.

The House concurred in Senate amendment to Assembly bill No. 328, above reported.

The House concurred in Senate amendments to Assembly bill No. 270, above reported.

INTRODUCTION OF BILLS.

Bills were introduced as follows:

By Mr. Cogblan, for an Act to appropriate money for the payment of George E. Goodman, J. B. Cook, and J. W. Morris.

Read first and second times, and referred to the Committee on Claims.

By Mr. Chappell, for an Act to authorize the Board of Supervisors of Shasta County to annul certain bonds.

Read first and second times, rules suspended, considered engrossed, read third time, amended, and passed.

On motion of Mr. Eagar, the vote whereby the House concurred in Senate amendments to Assembly bill No. 270, above reported, was reconsidered, and the amendment of the Senate was amended by striking out the word "Alameda," and as amended was concurred in.

Mr. Bowman made a report from the minority of the San Francisco delegation on the subject of the proposed increase of railroad fares in said county.

[For report, see Appendix.]

Mr. Bowman moved to refer the reports and Assembly bill No. 363 to a special committee of five, to be appointed outside of the San Francisco delegation.

Mr. Sawyer moved to make them the special order for next Thursday at twelve o'clock M.

Messrs. Hopper, Wiggin, and Sawyer, demanded the previous question. Not sustained.

Mr. Sherwood moved to place the bill at top of the file for next Tuesday.

The House so ordered.

FURTHER INTRODUCTION OF BILLS.

Bill were further introduced as follows:

By Mr. Long, for an Act to amend an Act entitled an Act to regulate proceedings in civil cases in the Courts of justice of this State.

Read first and second times, and referred to the Judiciary Committee.

By Mr. Wiggin, for an Act to authorize H. Casebolt, T. R. Brooks, Abner Doble, and their associates, to lay down and maintain a railroad within the City and County of San Francisco.

Read first and second times, and referred to the San Francisco delegation.

By Mr. Hawkins, for an Act to authorize the construction of a railroad in the State of California.

Read first and second times, and referred to the Committee on Corporations.

By Mr. Goodwin, for an Act to authorize the construction of a wagon road from the Town of La Porte, in the County of Sierra, to the Town of Quincy, in Plumas County.

Read first and second times, rules suspended, considered engrossed, read third time, and passed.

By Mr. McClelland, for an Act to authorize the trustees of Sophie G. Whitney and others to sell and convey certain real estate.

Read first and second times, and referred to the Judiciary Committee.

Also, for an Act to authorize the trustees of Abby F. Whitney and others to sell and convey certain real estate.

Read first and second times, and referred to the Judiciary Committee.

By Mr. Reed, for an Act to authorize W. G. Hunt, L. M. Curtis, and others, to construct a lock in Cache Creek, at or near the outlet of Clear Lake, in Lake County.

Read first and second times, and referred to the Committee on Internal Improvements.

By Mr. Holden, for an Act for the relief of John W. Morris, County Treasurer of Mendocino County.

Read first and second times, and referred to the Committee on Claims, together with petition No. 89, on the same subject.

By Mr. Lupton, for an Act to authorize and empower the executor and executrix of Jean Claude Long, deceased, to sell personal estate.

Read first and second times, and referred to the Judiciary Committee.

By Mr. Lupton, for an Act to amend an Act entitled an Act to provide for the appointment and prescribe the duties of guardians, passed April nineteenth, eighteen hundred and fifty.

Read first and second times, and referred to the Judiciary Committee.

Messrs. Howard and Dornin had each one day's leave of absence.

GENERAL FILE.

Assembly bill No. 321, an Act to develop the agricultural interests and to aid in the construction of a canal for the purposes of irrigation and inland trade in the Counties of Colusa, Yolo, and Solano—considered in Committee of the Whole.

IN ASSEMBLY.

Reported and recommended, rules suspended, considered engrossed, read third time, and passed.

Substitute for Assembly bill No. 239, an Act to amend an Act entitled an Act to legalize and provide for the collection of delinquent taxes in the counties of this State, approved May sixteenth, eighteen hundred and sixty-one—adopted, and made the special order for Wednesday next at twelve o'clock M.

The hour of one o'clock P. M. having arrived, the House took its usual recess.

HOUSE RE-ASSEMBLED.

At two o'clock P. M., the House re-assembled.

Speaker in the Chair.

Mr. Hogle, from the Committee on Engrossment, made the following report :

MR. SPEAKER :—The Committee on Engrossment have examined, and found correctly engrossed, Assembly Bill No. 399, an Act to aid the construction of the Placerville and Sacramento Valley Railroad.

HOGLE, for Committee.

Mr. Peterson offered the following resolution :

Resolved, That when the House adjourns, it adjourns until Tuesday the sixth instant.

Adopted.

GENERAL FILE RESUMED.

Assembly bill No. 260, an Act to amend the Act of April eleventh, eighteen hundred and sixty-two, entitled an Act supplemental to an Act entitled an Act to provide for the reclamation and segregation of swamp and overflowed, and salt marsh, and tide lands donated to the State of California by Act of Congress, approved May thirteenth, eighteen hundred and sixty-one—ordered engrossed.

Substitute for Assembly bill No. 98, an Act for the preservation of the public health in certain cases, and to protect against wilful and malicious injury such public works as may have been constructed for the purpose of supplying any city or town with pure fresh water—adopted, and ordered engrossed.

Assembly bill No. 465, an Act to provide for changing the location of the California institution for the education of the deaf, dumb, and blind—made the special order for next Friday at twelve o'clock m.

Mr. Brown of Tulare had leave to withdraw Assembly bill No. 380, an Act to amend an Act entitled an Act to amend an Act entitled an Act to provide for the retention of the hides of cattle killed or slaughtered in certain counties in this State, approved April twentieth, eighteen hundred and sixty-three, approved April twenty-eighth, eighteen hundred and sixty-four.

Assembly bill No. 322, an Act for the better protection of stock raisers—amendments adopted, rules suspended, considered engrossed, read third time, and passed.

Substitute for Assembly bill No. 375, an Act to prevent stallions from running at large in the County of Butte—adopted, amended, and ordered engrossed.

Senate bill No. 227, an Act to protect sheep and Cashmere and Angora goats against the ravages of dogs.

Messrs Greene, Hopper, and Hill, demanded the previous question.

Sustained.

On the passage of the bill, Messrs Long, Johnson, and Lupton, demanded the ayes and noes, and the bill passed, by the following vote:

AYES—Messrs Anthony, Bowman, Brown of Tulare, Bugbee, Campbell, Chambeclain, Chappell, Corey, Dorr, Eagar, Goodwin, Greene, Hansbrow, Hatch, Hogle, Holden, Hopper, Hunt of Santa Clara, Ireland, Kidder, Lee, Lemon, Lupton, Maholmb, Meredith, Reed, Sawyer, Singleton, Stewart, Taylor, Tilden, Wiggin, Wilcox, and Mr Speaker—34.

NOES—Messrs Batchelder, Bledsoe, Clayton, Goodall, Hill, Johnson, Leech, Long, McClelland, Murch, Parrish, Perrin, and Peterson—13.

Mr Lupton gave notice of a motion to reconsider the above vote.

Mr. Lupton moved the following amendment to the title of the bill: Strike out the title, and insert the words, "An Act to levy a tax on dogs."

Lost.

Assembly bill No. 436, an Act concerning the Board of State Capitol Commissioners—ordered to top of file for next Wednesday.

Senate bill No. 224, an Act to prohibit the Board of Supervisors of the

County of Butte from drawing warrants for the per diem of Road Overseers on any fund except the Road Fund of the district of which said Road Overseer has charge—read third time, and passed.

Assembly bill No. 288, an Act to establish pounds in the County of San Mateo—rules suspended, considered engrossed, read third time, and passed.

Mr. Eagar gave notice of a motion to reconsider the vote by which the above bill was passed.

Mr. Eagar had leave to withdraw the above notice.

Assembly bill No. 457, an Act for the preservation of trout in the County of San Mateo—amended by inserting the words "Santa Clara County" in sections one and two, rules suspended, considered engrossed, read third time, and passed, and the title amended by adding the words "and Santa Clara."

Assembly bill No. 459, an Act to authorize the construction of a wagon road from Webber's Lake, in Sierra County, to Randolph, in Sierra Valley—rules suspended, considered engrossed, read third time, and passed.

Assembly bill No. 461, an Act granting leave of absence to Seth G. Sneden, Sheriff of Mono County—rules suspended, considered engrossed, read third time, and passed.

Mr. Chamberlain moved to take up Assembly bill No. 349, an Act to amend an Act entitled an Act to regulate proceedings in civil cases in the Courts of justice of this State, passed April twenty-ninth, eighteen hundred and fifty-one, and the Act amendatory thereof, approved April twenty-seventh, eighteen hundred and sixty-three.

Upon which, Messrs. Chamberlain, Ward, and Long, demanded the ayes and noes, and the House refused, by the following vote:

AYES—Messrs. Batchelder, Bugbee, Chamberlain, Goodwin, Greene, Hamlin, Hansbrow, Hill, Hogle, Hopper, Hunt of Santa Clara, Johnson, Maholmb, Meredith, Sawyer, Singleton, Stewart, Ward, Wilcox, and Mr. Speaker—20.

NOES—Messrs. Anthony, Bledsoe, Bowman, Brown of Tulare, Campbell, Chappell, Clayton, Corey, Dorr, Hatch, Holden, Huestis, Ireland, Lee, Leech, Lemon, Long, Lupton, Mace, McClolland, Murch, Parrish, Perrin, Peterson, Reed, Taylor, Tilden, and Wiggin—28.

Mr. Peterson moved a call of the House pending the above roll call.

The House refused.

Mr. Bugbee moved to reconsider the vote by which Assembly bill No. 436, an Act concerning the Board of State Capitol Commissioners, was ordered on file for next Wednesday.

At two o'clock and forty-five minutes p. m., Mr. Lupton moved to adjourn.

The House refused.

The motion of Mr. Bugbee was carried, and Assembly bill No. 436, was taken up, and considered in Committee of the Whole.

IN ASSEMBLY.

Reported, and recommended.

At two o'clock and fifty minutes p. m., Mr. Peterson moved to adjourn. The House refused.

On the passage of Assembly bill No. 436, Messrs. Taylor, Perrin, and Clayton, demanded the ayes and noes, and the bill was passed, by the following vote :

AYES—Messrs. Anthony, Batchelder, Bledsoe, Bowman, Brown of Amador, Brown of Tulare, Bugbee, Chamberlain, Chappell, Coghlan, Dorr, Eagar, Goodall, Goodwin, Greene, Hamlin, Hansbrow, Hatch, Hawkins, Hill, Holden, Hopper, Huestis, Hunt of Santa Clara, Johnson, Kidder, Lee, Leech, Lemon, Long, Lupton, Maholmb, McClelland, Meredith, Murch, Reed, Sawyer, Singleton, Tilden, Ward, Wiggin, Wilcox, and Mr. Speaker—43.

NOES—Messrs. Clayton, Corey, Hogle, Ireland, Parrish, Perrin, Peterson, and Taylor—8.

Mr. Coghlan gave notice of a motion to reconsider the above vote, which was afterwards withdrawn.

MESSAGE FROM THE SENATE.

The following message was received from the Senate :

SENATE CHAMBER,
March 3d, 1866. }

MR. SPEAKER:—The Senate, this day, passed Senate bill No. 295, an Act to regulate certain fees in Sierra County;

Also, passed Assembly bill No. 146, an Act making appropriations for deficiencies in the appropriations made for the fifteenth, sixteenth, and seventeenth fiscal years, ending the thirtieth day of June, eighteen hundred and sixty-six, with amendments, and respectfully ask the concurrence of the Assembly in the amendments;

Also, passed Assembly bill No. 304, an Act to fix the terms of the County Court and Probate Court of the County of Sonoma;

Also, passed Assembly bill No. 376, an Act to provide for the construction and repair of certain roads in Butte County, with amendments, and respectfully ask the concurrence of the Assembly in the amendments;

Also, amended and concurred in Assembly concurrent resolution No. 59, allowing Charles D Lyman eight dollars per day for services as Clerk of investigating committee, and respectfully ask the concurrence of the Assembly in the amendment.

CHARLES W. GORDON,
Assistant Secretary.

CONSIDERATION OF SENATE MESSAGES.

Senate bill No. 295, above reported, read first and second times, rules suspended, read third time, and passed.

The House concurred in Senate amendments to Assembly bill No. 146, above reported.

The House concurred in Senate amendments to Assembly bill No. 376, above reported.

The House concurred in Senate amendment to Assembly concurrent resolution No. 59, above reported.

MESSAGE FROM THE GOVERNOR.

The following message was received from the Governor:

STATE OF CALIFORNIA, EXECUTIVE DEPARTMENT, }
Sacramento, March 3d, 1866 }

To the Assembly of the State of California:

I have to inform your honorable body that I have approved Assembly bill No. 168, an Act to more clearly define and establish the boundary line of Yolo County;

Also, Assembly bill No. 303, an Act to authorize the removal of the bodies of certain deceased persons;

Also, Assembly bill No. 243, an Act to fix the time of holding the County Court and Probate Court in Lake County;

Also, Assembly bill No. 89, an Act to authorize J. B. Estis, Lew. M. Warden, and their associates, to construct and maintain a turnpike road from Cloverdale to or near Standley's Ranch, and charge and collect toll;

Also, Assembly bill No. 219, an Act to legalize and confirm a certain contract made between the County of Santa Clara by the Board of Supervisors thereof and the Western Pacific Railroad Company, bearing date the twenty-eighth day of March, A. D. eighteen hundred and sixty-five;

Also, Assembly bill No. 330, an Act to legalize the assessment of taxes for the years A. D. eighteen hundred and sixty-five and eighteen hundred and sixty-six, for the County of Santa Barbara;

Also, Assembly bill No. 317, an Act concerning official publications for the County of Yolo;

Also, Assembly bill No. 99, an Act concerning the distribution of the reports of the decisions of the Supreme Court, and the statutes of this State;

Also, Assembly bill No. 70, an Act to amend an Act entitled an Act to provide for the establishment, maintenance, and protection of public and private roads, approved May sixteenth, eighteen hundred and sixty-one;

Also, Assembly bill No. 266, an Act to change the name of Lucy Ada Ladd;

Also, Assembly bill No. 295, an Act to change the name of H. H. Custer to H. H. Koster;

Also, Assembly bill No. 192, an Act to regulate the meetings of the Board of Supervisors of Alpine County, and fix their compensation;

Also, Assembly bill No. 115, an Act providing for the construction of a public road from a point on the Bloomfield and Petaluma Road, in Sonoma County, to a point at the Beck School House, on the Tomales Road, in Marin County.

FRED'K F. LOW,
Governor.

On motion of Mr. Wilcox, at three o'clock and ten minutes P. M., the House adjourned.

IN ASSEMBLY.

HOUSE OF ASSEMBLY,
Tuesday, March 6th, 1866. }

House met pursuant to adjournment.

Speaker in the Chair.

Roll called.

Quorum present.

Prayer by the Chaplain.

Journal of Saturday last read and approved.

PETITIONS.

Mr. Brown of Amador presented a petition from O. L. Chamberlain against the repeal of the law creating a debt of ten thousand dollars to Amador County by the County of Alpine.

Referred to the Amador and Alpine delegation.

Mr. Dwyer presented a petition from citizens of San Francisco against any increase of railroad fares in said city and county.

Referred to the San Francisco delegation.

Mr. Long presented a petition from sundry citizens for the passage of an Act to prevent the destruction of deer for their hides only, particularly in the Counties of Colusa, Tehama, and Mendocino.

Referred to the Colusa, Tehama, and Mendocino delegations.

Mr. Holden presented a petition from citizens and tax payers of Mendocino County against the passage of any bill for the relief of J. W. Morris, County Treasurer of Mendocino County.

Referred to the Committee on Claims.

REPORTS.

Mr. Goodwin, from the Judiciary Committee, made the following report:

MR. SPEAKER:—The Judiciary Committee, to whom was referred Assembly bill No. 324, an Act appropriating money to purchase the California Supreme Court Reports, having had the same under consideration, respectfully report it back, and recommend its passage;

Also, Assembly bill No. 387, an Act to amend an Act entitled an Act concerning crimes and punishments, passed April sixteenth, eighteen hundred and fifty, report it back, with an amendment, and recommend its passage as amended;

Also, Assembly bill No. 357, an Act to amend an Act entitled an Act concerning crimes and punishments, passed April sixteenth, eighteen hundred and fifty, and recommend that it do not pass;

Also, Assembly bill No. 186, an Act to provide for the purchase of Hittell's General Laws of the State of California, and to appropriate money for the payment of the same, and find no legal objection to its passage, but as it is purely a question of policy, they respectfully report it back, without recommendation.

GOODWIN, for Committee.

Also, a further report from the Judiciary Committee, in relation to the payment of the Indian war bonds.

[For report, see Appendix.]

Also, reported an Act to appropriate money to pay the outstanding Indian war bonds issued by the State of California under an Act of the Legislature, approved May third, eighteen hundred and fifty-two, and Acts supplementary thereof.

Read first and second times.

Mr. Goodwin moved that the bill, together with the report, be made the special order for next Friday, at twelve o'clock M., and the usual number of each be ordered printed.

Mr. Smith of El Dorado moved to amend by making them the special order for next Tuesday at two o'clock P. M.

Accepted.

Mr. Eagar moved to refer the bill to the Committee on Ways and Means.

The House refused.

Mr. Eagar moved to lay the whole subject on the table.

Upon which, Messrs. Long, Luttrell, and Hopper, demanded the ayes and noes, and the House refused, by the following vote :

AYES—Messrs. Anthony, Batchelder, Bosquit, Braly, Brown of Amador, Bugbee, Chamberlain, Dornin, Dutton, Dwyer, Eagar, Goodall, Hansbrow, Hatch, Hill, Hogle, Howard, Hunt of Santa Clara, Ireland, Lemon, Luttrell, Meredith, Murch, Olds, Pattison, Stewart, and Zuck—27.

NOES—Messrs. Ayer, Bledsoe, Bowman, Brown of Tulare, Campbell, Chappell, Clayton, Coghlan, Collier, Goodwin, Greene, Hamlin, Hawkins, Hearst, Hoag, Holden, Hollister, Hopper, Huestis, Hunt of Sacramento, Kidder, Lee, Long, Lupton, Mace, Maholmb, McClelland, Parrish, Perrin, Peterson, Reed, Satterwhite, Sexton, Sherwood, Singleton, Smith of Butte, Smith of El Dorado, Steele, Taylor, Tilden, Ward, Wiggin, and Wilcox—43.

The motion of Mr. Goodwin, as amended, making the bill, together with the report, the special order for next Tuesday at two o'clock P. M., and ordering the usual number of copies to be ordered printed, was adopted.

Mr. Long, by leave, presented three petitions from citizens of Tehama County asking for the passage of a law authorizing a special election for the election of a County Clerk in said county.

Referred to the Judiciary Committee.

FURTHER REPORTS.

Mr. Dornin, from the Committee on Enrolment, made the following report :

MR. SPEAKER:—The Committee on Enrolment have examined, and found correctly enrolled, Assembly bill No. 326, an Act to provide for the collection of delinquent taxes upon certain real estate and improvements assessed to unknown owners in the County of San Bernardino ;

Also, Assembly bill No. 336, an Act to confer certain powers on the Board of Supervisors of Merced County ;

Also, Assembly bill No. 310, an Act to give mileage to grand and trial jurors in the County of Alameda ;

Also, Assembly bill No. 193, an Act in relation to public roads in the County of Alpine, and to the Road Fund of said county ;

Also, Assembly bill No. 319, an Act to regulate the times for holding the terms of the County Court and Probate Court of Monterey County ;

Also, Assembly bill No. 161, an Act to exempt from stamp duty certain contracts of insurance ;

And on this, the sixth day of March, eighteen hundred and sixty-six, at eleven o'clock and twenty-five minutes A. M., presented the same to the Governor for his approval.

DORNIN, for Committee.

Mr. Hogle, from the Committee on Engrossment, made the following report :

Mr. SPEAKER :—The Committee on Engrossment have examined, and found correctly engrossed, substitute for Assembly bill No. 49, an Act to establish an Agricultural, Mining, and Mechanical Arts College ;

Also, substitute for Assembly bill No. 134, an Act to amend an Act entitled an Act to fix the compensation of the District Attorney of the County of Contra Costa, approved February ninth, eighteen hundred and sixty ;

Also, substitute for Assembly bill No. 244, an Act to provide for a lien of agistors and others on stock or other property fed or taken care of by them ;

Also, Assembly bill No. 372, an Act concerning marks and brands in the County of Siskiyou ;

Also, Assembly bill No. 382, an Act to regulate the fees and percentage of the Tax Collector of Humboldt County ;

Also, Assembly bill No. 390, an Act to authorize the County of San Joaquin to issue bonds for the redemption of the bonds of said county which become due during the year eighteen hundred and sixty-six, and to provide for the payment of the same ;

Also, Assembly bill No. 404, an Act to fix the compensation of the Board of Supervisors of Sutter County.

HOGLE, for Committee.

Mr. Zuck made the following report :

Mr. SPEAKER :—The Santa Clara delegation, to whom was referred Assembly bill No. 410, an Act concerning roads and highways in the County of Santa Clara, report the same back, with amendments, and recommend its passage.

ZUCK, for Delegation.

Assembly bill No. 410, above reported, was amended, rules suspended, considered engrossed, read third time, and passed.

Mr. Wiggin made the following report :

Mr. SPEAKER :—The San Francisco delegation, to whom was referred Assembly bill No. 211, an Act to authorize Junius G. Foster and his associates and assigns to construct a wire suspension bridge from the main land to Seal Rock, in the City and County of San Francisco, having had the same under consideration, beg leave to report the bill back, with amendments, and recommend its passage as amended.

WIGGIN, for Delegation.

On motion of Mr. Wiggin, Assembly bill No. 211, above reported, was taken up, amendments adopted, and on motion of Mr. Hearst, the bill was referred to the Committee on Commerce and Navigation.

Mr. Coghlan made the following report:

MR. SPEAKER:—The committee to whom was referred Assembly bill No. 311, an Act relating to public roads in Lake County, having examined the same, beg leave to report it back, with a substitute, and recommend the passage of the substitute.

COGHLAN, for Committee.

Mr. Taylor made the following report:

MR. SPEAKER:—The El Dorado and Amador delegations, to whom was recommitted Assembly bill No. 394, an Act concerning Township Assessors and Collectors, beg leave to report the same back, and recommend its passage as amended.

TAYLOR,
BROWN.

SPECIAL ORDER.

The hour for the consideration of the special order of the day, Assembly concurrent resolution No. 34, memorial to Congress and concurrent resolution relating to granting United States bonds in lieu of certain lands to the Central Pacific Railroad Company, having arrived, it was, on motion of Mr. Pattison, postponed till the day after to-morrow.

Assembly bill No. 394, above reported, was amended, rules suspended, considered engrossed, read third time, and passed.

Mr. Hunt of Santa Clara offered the following resolution:

Resolved, That John Drum, Journal Clerk of the Assembly, be and he is hereby appointed and directed to write up the complete Appendix to the Assembly Journal which may be unfinished at the close of the present session, commencing at the last page completed at the time of the adjournment, and also such other copying as may not be completed upon the adjournment of the Legislature, at the rate of fifteen cents per folio, to be audited by the Secretary of State, and the Controller of State is hereby authorized to draw his warrant for the same, payable out of the General Fund, upon the production of the certificate of the Secretary of State auditing the amount, and that a committee of three be appointed by the Speaker to ascertain the amount of copying to be done.

Mr. Pattison offered the following as a substitute:

Resolved, That J. M. Wood, the Minute Clerk of the Assembly, is hereby authorized to complete the Appendix of the Assembly, and furnish the State Printer with copies thereof, and of the minutes of the House, after adjournment, for which he shall be allowed at the rate of fifteen cents per folio, and the Secretary of State shall estimate and certify to the same, upon which certificate the Controller of State is hereby authorized and directed to draw his warrant, payable out of the Contingent Fund of the Assembly.

Mr. Eagar moved to refer the resolutions to the Committee on Public Printing.

Mr. Wilcox moved to lay the whole matter upon the table.

The House refused.

Mr. Eagar withdrew his motion to refer to the Committee on Public Printing.

Mr. Holden renewed the motion to refer.

The House refused.

Mr. Coghlan moved to make the resolutions the special order for the thirtieth instant.

The House refused.

Mr. Peterson moved to refer to a select committee of three, to report on the twenty-second instant.

Messrs. Hunt of Santa Clara, Stewart, and Huestis, demanded the previous question.

Sustained.

The motion of Mr. Peterson was lost.

The substitute offered by Mr. Pattison was rejected.

The resolution introduced by Mr. Hunt of Santa Clara was adopted.

Mr. Eagar gave notice of a motion to reconsider the above vote.

Mr. Kidder offered the following resolution :

Resolved, That we sincerely lament the deep domestic affliction to which the Chief Clerk of this House, M. D. Boruck, has been recently subjected, and that we hereby tender to him our earnest sympathy.

Adopted unanimously.

On motion of Mr. Howard, the vote by which Assembly bill No. 411, an Act to organize and regulate townships in San Mateo County, was passed, was reconsidered and the bill was recommitted to the San Mateo delegation, with special instructions.

On motion of Mr. Wiggin, the vote whereby Assembly bill No. 211, an Act to authorize Junius G. Foster and his associates and assigns to construct a wire suspension bridge from the mainland to Seal Rock, in the City and County of San Francisco, was referred to the Committee on Commerce and Navigation, was reconsidered, the rules suspended, the amendments adopted, the bill considered engrossed, read third time, title amended, and passed.

Messrs. Wiggin and Lemon had leave each to record their votes in the affirmative, and Messrs. Luttrell and Hoag in the negative, on the adoption of Assembly concurrent resolution No. 58, approving the action of the majority of the United States Senate and of the Honorable John Conness in the matter of the President's veto of the Freedmen's Bureau bill.

MESSAGE FROM THE SENATE.

The following message was received from the Senate :

SENATE CHAMBER, }
March 6th, 1866. }

Mr. SPEAKER :—The Senate, on the second instant, passed Senate bill No. 233, an Act to provide for the summary sale of mines or mining interests belonging to the estates of deceased persons ;

Also, passed Senate bill No. 238, an Act to authorize the construction of a wagon road in Colusa County ;

Also, passed Senate bill No. 241, an Act to provide for the election of a Board of Supervisors in the County of San Luis Obispo ;

Also, passed Senate bill No. 268, an Act to repeal an Act to provide

for the collection of delinquent taxes in the County of Butte, approved April fifth, eighteen hundred and sixty-one;

Also, on the third instant, passed Senate bill No. 124, an Act to legalize and extend the time for the collection of the levee tax in Swamp Land District Number One;

Also, passed Assembly bill No. 123, an Act to pay the claim of Peter McGraw;

Also, passed Assembly bill No. 281, an Act for the relief of J. C. Kingsley;

Also, passed Assembly bill No. 308, an Act to amend section one of an Act relating to the First Judicial District, and to fix the time for holding the Courts in said district, approved April fourth, eighteen hundred and sixty-four;

Also, indefinitely postponed Assembly bill No. 39, an Act to appropriate money to pay the claim of A. S. Bender.

CHAS. W. GORDON,
Assistant Secretary.

CONSIDERATION OF SENATE MESSAGE.

Senate bill No. 238, above reported, read first and second times, and referred to the Tehama and Colusa delegation.

Senate bill No. 241, above reported, read first and second times, and ordered on file.

Senate bill No. 268, above reported, read first and second times, and referred to the Butte delegation.

Senate bill No. 124, above reported, read first and second times, and referred to the Committee on Swamp and Overflowed Lands.

Senate bill No. 233, above reported, read first and second times, and referred to the Judiciary Committee.

INTRODUCTION OF BILLS.

Bills were introduced as follows:

By Mr. Clayton, for an Act in relation to the office of Tax Collector of the City and County of San Francisco.

Read first and second times, and referred to the San Francisco delegation.

Also, for an Act in relation to the office of Assessor of the City and County of San Francisco.

Read first and second times, and referred to the San Francisco delegation.

By Mr. Reed, for an Act to amend an Act to authorize the incorporation of canal companies and the construction of canals, approved May fourteenth, eighteen hundred and sixty-two.

Read first and second times, and referred to the Judiciary Committee.

By Mr. Lemon, for an Act to authorize the parties therein named to construct and maintain a wharf in the Town of Benicia, Solano County.

Read first and second times, and referred to the Committee on Commerce and Navigation.

By Mr. Murch, for an Act to amend an Act entitled an Act to authorize the Board of Supervisors of Klamath County to levy a special tax

and create a Redemption Fund for the payment of county indebtedness, approved April tenth, eighteen hundred and sixty-two.

Read first and second times, and ordered on file.

Also, for an Act to repeal section twelve of an Act entitled an Act to provide for the funding of the indebtedness of the County of Klamath, approved March thirty-first, eighteen hundred and fifty-seven.

Read first and second times, and ordered on file.

By Mr. Bowman, for an Act to provide for the incorporation of life, health, accidents, and fidelity of trust insurance companies, and in relation to agencies of such companies.

Read first and second times, and referred to the Committee on Corporations.

Also, for an Act entitled an Act to authorize the Board of Supervisors of the City and County of San Francisco to increase the salary of the fire alarm telegraph operators of said city and county.

Read first and second times, and referred to the San Francisco delegation.

By Mr. Huestis, for an Act to make the office of County Clerk of Humboldt County a salaried office.

Read first and second times, and ordered on file.

By Mr. Bugbee, for an Act for the relief of Garrett Welton.

Read first and second times, and ordered on file.

By Mr. Brown of Amador, for an Act relative to the Board of Supervisors of Amador County, defining their powers and duties.

Read first and second times, and referred to the Amador delegation.

By Mr. Greene, for an Act to amend an Act entitled an Act to prevent the trespassing of animals upon private property in the Counties of Santa Barbara, San Luis Obispo, and Monterey, approved February sixth, eighteen hundred and sixty-four.

Read first and second times, and referred to the San Joaquin delegation.

By Mr. Goodwin, for an Act authorizing the Board of Supervisors of Plumas County to appropriate certain moneys to the relief of William J. Bradford.

Read first and second times, and ordered on file.

Also, for an Act to amend an Act entitled an Act to create the County of Lassen, to define its boundaries and provide for its organization, approved April first, eighteen hundred and sixty-four.

Read first and second times, and ordered on file.

By Mr. Anthony, for an Act to amend an Act entitled an Act to provide for the payment of the debt of Santa Cruz County, approved April twenty-fourth, eighteen hundred and fifty-seven;

Read first and second times, rules suspended, considered engrossed, read third time, and passed.

By Mr. Chappell, for an Act to legalize and confirm the acts of the Board of Supervisors of Tehama County in making certain appointments.

Read first and second times, and referred to the Judiciary Committee.

By Mr. Long, for an Act to amend an Act entitled an Act to regulate proceedings in civil cases in the Courts of justice of this State, passed April twenty-ninth, eighteen hundred and fifty-one, and the Acts supplementary and amendatory thereto.

Read first and second times, and referred to the Judiciary Committee.

By Mr. Wilcox, for an Act to accept the grant by the United States Government to the State of California of the Yosemite Valley and of

the land embracing the Mariposa Big Tree Grove, and to organize the Board of Commissioners, and to fully empower them to carry out the objects of the grant, and fulfil the purposes of the trust.

Read first and second times, and referred to the Committee on Internal Improvements.

By Mr. Hansbrow, for an Act to provide for the determination of the measure of running water sold by the miners' inch.

Read first and second times, and referred to the Committee on Mines and Mining Interests.

Also, for an Act for the protection of the City Cemetery of the City of Sacramento, and the approaches thereto.

Read first and second times, rules suspended, considered engrossed, read third time, and passed.

Mr. Bowman offered the following resolution :

Resolved, That Assembly bill No. 363, an Act to regulate the fares on certain street railroads in the City of San Francisco, be made the special order for Tuesday next, thirteenth instant, at twelve o'clock M.

The hour of one o'clock P. M. having arrived, the House took its usual recess.

HOUSE RE-ASSEMBLED.

At two o'clock P. M., the House re-assembled.

Speaker in the Chair.

Roll called.

Quorum present.

Mr. Coghlan offered the following amendment to the resolution offered by Mr. Bowman: Strike out "Tuesday, twelfth," and insert "Thursday, eighth."

Messrs. Wiggin, Hearst, and Singleton, demanded the previous question. Sustained.

The amendment was lost.

The House refused to adopt the resolution of Mr. Bowman.

GENERAL FILE.

Assembly bill No. 363, an Act to regulate the rates of fare on certain street railroads in the City and County of San Francisco.

Mr. Clayton offered the following amendment to the bill: Strike out all about fares, and insert "four tickets for twenty-five cents."

Lost.

Mr. Clayton offered the following further amendment: Insert after "twenty-five tickets for one dollar and fifty cents," "or thirty-eight tickets for two dollars."

Upon which, Messrs. Clayton, Bowman, and Meredith, demanded the ayes and noes, and the amendment was lost, by the following vote:

AYES—Messrs. Bosquit, Bowman, Chamberlain, Clayton, Collier, Dwyer, Hansbrow, Hatch, Hogle, Huestis, Hunt of Sacramento, Hunt of Santa Clara, Ireland, Leech, Lemon, Meredith, Murch, Pattison, Porrin, and Stewart—20.

NOES—Messrs. Batchelder, Braly, Brown of Amador, Brown of Tulare, Bugbee, Campbell, Chase, Dorr, Dornin, Goodwin, Hamlin, Hawkins, Hearst, Hoag, Holden, Hopper, Howard, Johnson, Kidder, Lee, Long,

Lupton, Luttrell, Mace, McClelland, Olds, Parrish, Peterson, Reed, Sawyer, Satterwhite, Sexton, Sherwood, Singleton, Smith of Butte, Smith of El Dorado, Steele, Taylor, Tilden, Ward, Wiggin, Wilcox, Wilson, Zuck, and Mr. Speaker—45.

Mr. Dutton offered the following amendment: Insert after "twenty-five tickets for one dollar," "thirty-five tickets for two dollars"

Lost.

Mr. Bowman offered the following amendment: Amend by inserting after the words "one dollar," in section one, line ———, the following:

"*Provided*, the question of the increase of fare mentioned in this Act shall be submitted to the people of the City of San Francisco, tickets to be headed, 'Increase of fare on street railroads,' those in favor will vote 'Yes,' those opposed 'No,' at the next general election."

Upon which, Messrs Clayton, Bowman, and Dwyer, demanded the ayes and noes, and the amendment was lost, by the following vote:

AYES—Messrs. Ayer, Bosquit, Bowman, Chamberlain, Clayton, Coghlan, Collier, Dwyer, Hatch, Hogle, Huestis, Hunt of Sacramento, Hunt of Santa Clara, Ireland, Leech, Lemon, Meredith, Murch, Pattison, Perrin, Stewart, and Zuck—22.

NOES—Messrs. Batchelder, Braly, Brown of Amador, Brown of Tulare, Bugbee, Campbell, Chase, Dorr, Dornin, Goodwin, Hamlin, Hawkins, Hearst, Holden, Hopper, Howard, Johnson, Kidder, Lee, Long, Lupton, Luttrell, Mace, McClelland, Olds, Parrish, Peterson, Reed, Sawyer, Satterwhite, Sherwood, Singleton, Smith of Butte, Tilden, Ward, Wiggin, Wilcox, Wilson, and Mr. Speaker—39.

Mr. Bowman offered the following amendment:

"**SEC. —.** All city street railroads shall sell tickets at the rates and prices in this Act established, and each and every road shall receive the tickets of all other solvent railroad companies when requested by passengers so to do; *provided*, in larger quantities than to the value of one dollar such companies shall not be required to furnish tickets on the cars, but shall do so at their office."

Lost.

Mr. Clayton offered the following amendment: "The raise of fare granted by this Act shall only continue for two years from the passage of this Act."

Upon which, Messrs. Clayton, Bowman, and Chamberlain, demanded the ayes and noes, and the amendment was lost, by the following vote:

AYES—Messrs. Anthony, Batchelder, Bosquit, Bowman, Chamberlain, Clayton, Collier, Dornin, Dwyer, Greene, Hamlin, Hansbrow, Hatch, Hogle, Hollister, Huestis, Hunt of Sacramento, Hunt of Santa Clara, Ireland, Leech, Lemon, Lupton, Meredith, Murch, Pattison, Perrin, Singleton, Steele, Stewart, and Zuck—30.

NOES—Messrs. Braly, Brown of Amador, Brown of Tulare, Bugbee, Campbell, Chappell, Chase, Dorr, Eagar, Goodwin, Hawkins, Hearst, Hill, Hoag, Holden, Hopper, Howard, Johnson, Kidder, Lee, Long, Luttrell, Mace, McClelland, Olds, Parrish, Peterson, Reed, Sawyer, Satter-

white, Sexton, Sherwood, Smith of Butte, Smith of El Dorado, Tilden, Ward, Wiggin, Wilcox, and Mr. Speaker—39.

Messrs. Chase, Wilcox, and Wiggin, demanded the previous question.

Upon which, Messrs. Bowman, Clayton, and Dwyer, demanded the ayes and noes, and the previous question was ordered, by the following vote :

AYES—Messrs. Batchelder, Bosquit, Braly, Brown of Amador, Brown of Tulare, Bugbee, Campbell, Chappell, Chase, Dorr, Dornin, Eagar, Hansbrow, Hawkins, Hearst, Hill, Hogle, Hopper, Howard, Johnson, Lee, Long, Luttrell, Mace, McClelland, Olds, Parrish, Peterson, Reed, Sawyer, Sexton, Sherwood, Singleton, Smith of Butte, Smith of El Dorado, Ward, Wiggin, and Wilcox—38.

NOES—Messrs. Bowman, Chamberlain, Clayton, Collier, Dwyer, Goodwin, Hatch, Hoag, Holden, Huestis, Hunt of Sacramento, Hunt of Santa Clara, Ireland, Leech, Lemon, Lupton, Meredith, Murch, Satterwhite, Stewart, and Tilden—21.

On the engrossment of the bill, Messrs. Clayton, Maholmb, and Bowman, demanded the ayes and noes, and the bill was ordered engrossed, by the following vote :

AYES—Messrs. Braly, Brown of Amador, Brown of Tulare, Bugbee, Campbell, Chappell, Chase, Dorr, Dornin, Goodwin, Hamlin, Hawkins, Hearst, Hill, Holden, Hollister, Kopper, Howard, Johnson, Kidder, Lee, Long, Luttrell, Mace, Maholmb, McClelland, Olds, Parrish, Peterson, Reed, Sawyer, Satterwhite, Sexton, Sherwood, Singleton, Smith of Butte, Smith of El Dorado, Steele, Taylor, Tilden, Ward, Wiggin, Wilcox, and Mr. Speaker—44

NOES—Messrs. Ayer, Batchelder, Bosquit, Bowman, Chamberlain, Clayton, Collier, Dwyer, Hansbrow, Hatch, Hogle, Huestis, Hunt of Sacramento, Hunt of Santa Clara, Ireland, Leech, Lemon, Lupton, Meredith, Murch, Pattison, Perrin, Stewart, and Zuck—24.

Assembly bill No 399, an Act to aid the construction of the Placerville and Sacramento Valley Railroad.

Mr. Kidder moved to recommit, with the following special instructions: To amend by inserting in section five, line sixteen, after the words "hereinbefore provided," the words "and shall also construct and equip in running order, at the rate of not less than ten consecutive miles of their said railroad each year hereafter, including that portion of said railroad now practically completed, until the same is fully completed and equipped."

Mr. Holden moved for further special instructions.

Ruled out of order.

Mr. Holden appealed

The decision of the Chair was sustained.

The motion of Mr. Kidder was adopted.

Mr. Wilcox reported Assembly bill No. 399 amended in accordance with instructions.

On the passage of the bill, Messrs. Holden, Clayton, and Bledsoo, demanded the ayes and noes, and the bill passed, by the following vote :

AYES—Messrs. Anthony, Bosquit, Bowman, Brown of Amador, Bug-

bee, Campbell, Chappell, Chase, Coghlan, Dorr, Dornin, Eagar, Goodwin, Hamlin, Hansbrow, Hatch, Hawkins, Hearst, Hill, Hoag, Hollister, Hopper, Hunt of Santa Clara, Johnson, Kidder, Lemon, Lupton, Luttrell, Mace, Maholmb, McClelland, Meredith, Murch, Parrish, Pattison, Peterson, Reed, Sawyer, Sexton, Sherwood, Singleton, Smith of El Dorado, Steele, Taylor, Tilden, Ward, Wiggin, Wilcox, Wilson, and Mr. Speaker—50.

NOES—Messrs. Ayer, Batchelder, Bledsoe, Braly, Brown of Tulare, Chamberlain, Clayton, Collier, Dutton, Greene, Holden, Howard, Huestis, Leech, Olds, Perrin, Satterwhite, Smith of Butte, Stewart, and Zuck—20.

Assembly bill No. 384, an Act amendatory of and supplemental to an Act entitled an Act granting the right of way over certain lands in the Counties of Lake and Sonoma for the construction of a wagon road, approved March fifteenth, eighteen hundred and sixty-four—read third time, and passed.

Assembly bill No. 262, an Act to authorize the sale and disposal of property in certain cases by married women, and to limit their liability upon their covenants—read third time, and passed.

Substitute for Assembly bill No. 458, an Act to amend an Act entitled an Act to promote the study of anatomy—adopted, ordered engrossed, rules suspended, considered engrossed, read third time, and passed.

Senate bill No. 95, an Act for the relief of John A. Baxter—considered in Committee of the Whole.

IN ASSEMBLY.

Reported, read third time, and passed.

Assembly bill No. 206, an Act supplemental to an Act to provide for the construction of a street railroad and tunnel through Russian Hill, in the City and County of San Francisco, approved April twenty-second, eighteen hundred and sixty-three—ordered engrossed.

Assembly bill No. 343, an Act to legalize an order of the Board of Supervisors of the City and County of San Francisco granting the use of certain streets to the Front street, Mission, and Ocean Railroad Company—rules suspended, considered engrossed, read third time, and passed.

Assembly bill No. 237, an Act to confer further powers upon the Board of Supervisors of the City and County of San Francisco—indefinitely postponed.

Assembly bill No. 327, an Act supplementary to an Act entitled an Act to amend an Act entitled an Act to grant the right of way for a railroad track within the corporate limits of the City and County of San Francisco, approved May fourteenth, eighteen hundred and sixty-two, approved April eighth, eighteen hundred and sixty-three—indefinitely postponed.

Assembly bill No. 381, an Act for the relief of Charles Cornbloom—recommitted.

Substitute for Assembly bill No. 123, an Act amendatory of an Act entitled an Act to regulate the fees in office in the County of Yuba, approved April twenty-first, eighteen hundred and sixty—adopted, ordered engrossed, rules suspended, considered engrossed, read third time, and passed.

At four o'clock and thirty-five minutes p. m., Mr. Hopper moved to adjourn.

The House refused.

Assembly bill No. 349, an Act to amend an Act entitled an Act to regulate proceedings in civil cases in the Courts of justice of this State, passed April twenty-ninth, eighteen hundred and fifty-one, and the Act amendatory thereof, approved April twenty-seventh, eighteen hundred and sixty-three.

Upon the engrossment of the bill Messrs. Sherwood, Pattison, and Clayton, demanded the previous question.

Upon which, Messrs. Leech, Hopper, and Clayton, demanded the ayes and noes, and the House refused to order the previous question, by the following vote :

AYES—Messrs. Anthony, Bosquit, Bowman, Braly, Bugbee, Clayton, Dutton, Dwyer, Hamlin, Hatch, Hearst, Hill, Ireland, Leech, Long, McClelland, Meredith, Pattison, Perrin, Sherwood, Smith of Butte, and Mr. Speaker—22.

NOES—Messrs. Ayer, Batchelder, Bledsoe, Chamberlain, Chappell, Cogblan, Collier, Dornin, Goodwin, Greene, Hansbrow, Hoag, Holden, Hopper, Howard, Huestis, Hunt of Santa Clara, Lemon, Lupton, Luttrell, Mace, Murch, Olds, Parrish, Peterson, Sawyer, Singleton, Smith of El Dorado, Stewart, Tilden, and Ward—31.

Mr. Bugbee moved a call of the House.

The House refused.

At four o'clock and forty-five minutes P. M., on motion of Mr. Maholmb, the House adjourned.

IN ASSEMBLY.

HOUSE OF ASSEMBLY.
Wednesday, March 7th, 1866. }

House met pursuant to adjournment.

Speaker in the Chair.

Roll called.

Quorum present.

Prayer by the Chaplain.

Journal of yesterday read and approved.

Messrs. Tilden, Chappell, and Corey had each one day's leave of absence.

PETITIONS.

Mr. Long presented six petitions from citizens of Tehama County for the passage of an Act authorizing a special election for County Clerk in said county.

Referred to the Judiciary Committee.

Mr. Reed presented papers in the case of the claim of A. C. Monson.

Referred to the Committee on Claims.

Mr. Hill presented a petition from sundry persons against any change in the law in relation to fences in San Luis Obispo County.

Referred to the San Luis Obispo delegation.

REPORTS.

Mr. Chamberlain verbally reported Senate bill No. 161, an Act to provide for the construction of a canal for irrigating certain lands between the Mokelumne and Calaveras Rivers, in San Joaquin County.

Senate bill No. 161, above reported, was referred to the Committee on Corporations.

Mr. Hogle, from the Committee on Engrossment, made the following report :

Mr. SPEAKER :—The Committee on Engrossment have examined, and found correctly engrossed, Assembly bill No. 321, an Act to develop the agricultural interests, and to aid in the construction of a canal for the purposes of irrigation and inland trade in the Counties of Colusa, Yolo, and Solano ;

Also, Assembly bill No. 322, an Act for the better protection of stock raisers in the Counties of Fresno, Tulare, Monterey, and Mariposa ;

Also, Assembly bill No. 461, an Act granting leave of absence to Seth G. Sneden, Sheriff of Mono County ;

Also, Assembly bill No. 469, an Act to authorize the Board of Supervisors of Shasta County to annul certain bonds ;

Also, substitute for Assembly bill No. 432, an Act in relation to the fees of office of District Attorneys of the Counties of Lake, Napa, Santa Barbara, San Joaquin, and Siskiyou ;

Also, Assembly bill No. 473, an Act to authorize the construction of a wagon road from the Town of La Porte, in the County of Sierra, to the Town of Quincy, in Plumas County ;

Also, Assembly bill No. 459, an Act to authorize the construction of a wagon road from Webber's Lake, in Sierra County, to Randolph, Sierra Valley ;

Also, Assembly bill No. 398, an Act to authorize the construction of a wagon road from the Cold Spring House, in Butte County, to Greenville, in Plumas County ;

Also, Assembly bill No. 412, an Act to authorize J. Q. A. Tilton and others to construct and maintain a turnpike road from the point where the main county road crosses the San Mateo Creek to Half Moon Bay, and to charge and collect tolls for travel thereon ;

Also, Assembly bill No. 332, an Act to incorporate the National Guard, a company of the uniformed militia of this State ;

Also, substitute for Assembly bill No. 302, an Act granting to certain parties the right to construct and maintain a turnpike road within the Counties of El Dorado and Amador ;

Also, Assembly bill No. 365, an Act to amend an Act entitled an Act to provide revenue for the support of the government of this State, approved May seventeenth, one thousand eight hundred and sixty-one ;

Also, Assembly bill No. 415, an Act to amend an Act entitled an Act concerning lawful fences, approved April twenty-seventh, eighteen hundred and fifty-five, and amended by an Act approved April fourth, eighteen hundred and sixty-four ;

Also, Assembly bill No. 436, an Act concerning the Board of State Capitol Commissioners ;

Also, Assembly bill No. 429, an Act to authorize the Board of Supervisors of Marin County to build a Court House, offices, and County Jail in Marin County, and to issue bonds of the county, and levy taxes for the payment of the same ;

Also, substitute for Assembly bill No. 375, an Act to amend an Act entitled an Act to extend an Act to prevent stallions from running at large in the County of Sacramento, approved March twenty-eighth, one thousand eight hundred and fifty-nine, approved March twentieth, eighteen hundred and sixty;

Also, Assembly bill No. 260, an Act to amend the Act of April eleventh, eighteen hundred and sixty-two, entitled an Act supplemental to an Act entitled an Act to provide for the reclamation and segregation of swamp and overflowed, and salt marsh, and tide lands donated to the State of California by Act of Congress, approved May thirteenth, eighteen hundred and sixty-one;

Also, Assembly bill No. 259, an Act to amend an Act entitled an Act providing for the government of the County of Sacramento, approved April twenty-fifth, eighteen hundred and sixty-three;

Also, Assembly bill No. 428, an Act to amend an Act entitled an Act concerning hogs found running at large in the Counties of Marin, Sacramento, San Francisco, Alameda, Stanislaus, Yuba, and Santa Clara, approved April twenty-first, eighteen hundred and fifty-six;

Also, Assembly bill No. 220, an Act to confirm a certain contract for the sale of stock held by the County of Santa Clara in the San Francisco and San José Railroad Company, and to give effect to the same;

Also, substitute for Assembly concurrent resolution No. 58, approving the action of the majority of the United States Senate in refusing to sustain the President's veto on the Freedmen's Bureau bill, and approving the vote of Honorable John Conness upon the same;

Also, Assembly bill No. 431, an Act to further extend the time for the completion of the Big Tree and Carson Valley Turnpike Road;

Also, substitute for Assembly bill No. 341, an Act explanatory of and supplemental to an Act to regulate the fees of certain officers in Amador County, approved April sixth, one thousand eight hundred and fifty-nine;

Also, Assembly bill No. 441, an Act to fix the amount of the salary of the County Judge of the County of San Joaquin;

Also, Assembly bill No. 442, an Act in relation to the Tax Collector of the County of San Joaquin;

Also, Assembly bill No. 401, an Act to amend an Act entitled an Act to re-incorporate the City of Stockton, approved April twenty-first, eighteen hundred and sixty-two;

Also, Assembly bill No. 464, an Act to fix the fees and compensation of certain officers in the County of San Joaquin;

Also, Assembly bill No. 497, an Act to authorize the Board of Supervisors of Butte County to sell certain bonds and to provide for the redemption of the bonds of the county, and for other purposes connected therewith;

Also, Assembly bill No. 363, an Act to regulate the rates of fare on certain street railroads in the City and County of San Francisco.

HOGLE, for Committee.

Mr Ward, from the Committee on Public Morals, made the following report:

MR. SPEAKER:—The Committee on Public Morals, having had under consideration Assembly bill No. 224, an Act to amend an Act to prohibit barbarous and noisy amusements on the Christian Sabbath, report the same back, with the recommendation that it pass.

KIDDER,
WARD,
MURCH.

Mr. Anthony had time to make a minority report from the Committee on Public Morals on Assembly bill No. 224, above reported.

Mr. Hopper, Chairman of the Committee on Counties and County Boundaries, made the following report:

MR. SPEAKER:—The Committee on Counties and County Boundaries, to whom was referred Assembly bill No. 369, an Act to submit the question of the removal of the county seat of Fresno County to the qualified voters thereof, have had the same under consideration, respectfully report it back, and recommend that it do not pass.

WILCOX,
HILL,
OLDS,
ZUCK.

Mr. Luttrell had leave till to-morrow to make a report from the minority of the above committee on Assembly bill No. 369, above reported.

Mr. Hunt of Sacramento, Chairman of the Committee on Claims, made the following report:

MR. SPEAKER:—The Committee on Claims, to whom was referred Assembly bill No. 446, an Act to authorize the Controller of State to issue duplicate warrants to John Gierl, having had the same under consideration, report it back, and recommend its passage;

Also, Assembly bill No. 345, an Act for the relief of S. F. Doane, report the same back, and recommend its passage;

Also, Assembly bill No. 179, an Act to authorize the Governor to issue duplicate patent for lands to John R Short, report the bill back, and recommend the indefinite postponement of the same, at the request of the author, as there is an existing statute which covers the purpose of the bill;

Also, Assembly bill No 200, an Act for the relief of Del Norte County, report the same back, and recommend its indefinite postponement, as there is a question whether the State or county should bear the expense.

HUNT, Chairman.

Mr. Lee made the following report:

MR. SPEAKER:—The undersigned, one of the Representatives from the Counties of Alpine and Amador, having had under consideration the petition of the citizens and tax payers of Alpine County, praying to be discharged from the debt of ten thousand dollars created by the Act forming said last mentioned county, respectfully report the same back, with a bill to carry out the objects of the petitioners, and recommend the passage of the same. The reasons for the passage of the bill are so fully set forth in the petition that it is not deemed necessary to more than refer to them to convince the Legislature of the justice of the prayer of the petitioners.

LEE, for Delegation.

Mr. Brown of Amador made the following report:

MR. SPEAKER:—The undersigned, one of the delegation from Amador and Alpine Counties, to whom was referred the petitions of citizens of Alpine County praying the repeal of the law creating the debt of ten

thousand dollars to Amador County, have had the same under consideration, and report adverse to the prayers of said petitioners, for the following reasons:

First—The obligation is a contract entered into by competent parties, in good faith, for a valuable consideration, and therefore a matter to be adjudicated (if at all) by the Courts and not the Legislature.

Second—It borders too close to repudiation of an honest obligation for any sovereign county of California to engage in.

Third—The petitions show the signatures of less than two hundred, while the voting population of Alpine County is three times that amount, to say nothing of the total population, which fact leads us to believe that all who did not sign are opposed to the measure, and leaves the petitioners in a very small minority.

Fourth—Petitions in such cases cannot and ought not to have any weight whatever, as they are only interested in the discharge or release of a debt, and not for the public good, as it would be an easy matter to get the signatures of all the voters, if not every tax payer in Amador County, against the passage of any such law as prayed for by said petitioners.

Fifth—The warrants, claim, debt, and obligation referred to in the petition, has long since been sold, transferred, and delivered to a third person or party for a valuable consideration, and is now in the hands of an innocent holder, who purchased the same in good faith, and cannot be reached by legislation.

Sixth—Other causes and reasons why the prayers of said petitioners ought not to be granted.

Seventh—The petition of O. L. Chamberlain, referred to delegation, has been duly considered, which satisfies us that many propositions set forth in the petition are not in point of fact correct.

BROWN, for Delegation.

Assembly bill No. 501, an Act to repeal section fifteen of the Act entitled an Act to create the County of Alpine, to define its boundaries and to provide for its organization, and to discharge the debt created by said section, reported by Mr. Lee, was read first and second times, and, together with the reports of Messrs. Lee and Brown of Amador on the subject, was referred to the Judiciary Committee.

Mr. Long made a verbal report, recommending the passage of Senate bill No. 238, an Act to authorize the construction of a wagon road in Colusa County.

On motion of Mr. Long, the rules were suspended, and Senate bill No. 238, above reported, was read third time, and passed.

MESSAGE FROM THE GOVERNOR.

The following message was received from the Governor:

STATE OF CALIFORNIA, EXECUTIVE DEPARTMENT, }
Sacramento, March 7th, 1866.

To the Assembly of the State of California:

I herewith return, without my approval, Assembly bill No. 184, an Act for the relief of B. W. Bours and others, sureties on the official bond of Mark A. Evans.

The facts of the case, on which the proposed relief is asked, are substantially as follows:

Mark A. Evans was County Treasurer of San Joaquin County from October, eighteen hundred and fifty-nine, to October, eighteen hundred and sixty-one, at which latter date he was found to be a defaulter to the State in the sum of thirteen thousand seven hundred and eighty-three dollars and fifty-two cents. Between December, eighteen hundred and sixty one, and July, eighteen hundred and sixty-two, the sureties on Evans' bond caused to be paid into the State Treasury the sum of ten thousand five hundred and sixty-nine dollars and eighty-seven cents, leaving a balance due of three thousand two hundred and thirteen dollars and sixty-five cents. For this last named amount, with interest and costs of suit, the State has obtained judgment, at an expense of several hundred dollars for legal services, against Evans and his sureties. From the payment of this balance due to the State, the bill under consideration proposes to release the parties therein named.

The practice of releasing the sureties upon official bonds by legislative action is, I think, unjust to the tax payer who has contributed his quota for the support of the government of the State, and discouraging to those occupying public positions, whose duty it is to collect the amounts due from defaulting officers. It leads persons to regard lightly the responsibility assumed by sureties, so that bonds can be the more readily obtained by irresponsible officials.

Sureties upon bonds stand upon their *legal* rights, and I can see no reason why they should invoke *equity* to release themselves from their obligations.

The only argument presented to me in favor of the bill is that the sureties paid the sum of ten thousand five hundred and sixty-nine dollars and eighty-seven cents into the Treasury in gold, when it is urged they could have taken advantage of the law, and paid it in legal tender notes. The answer to this is, that the payments of all but four hundred and thirty-two dollars and fifty-nine cents were made before any legal tender notes were issued by the United States.

There are at the present time several suits in progress against delinquent officials and their sureties, and if this bill is to become a law, it would be wise, I think, to order all suits of this nature to be discontinued, and thus save to the State the expense of prosecuting them.

FRED'K F. LOW,
Governor.

The above message, together with Assembly bill No. 184, were, on motion of Mr. Chamberlain, made the special order for Saturday next at twelve o'clock M.

Mr. Dornin, from the Committee on Enrolment, made the following report:

MR SPEAKER:—The Committee on Enrolment have carefully examined and find correctly enrolled, Assembly bill No. 338, an Act making the office of Treasurer of Los Angeles County a salaried office;

Also, Assembly bill No. 297, an Act to authorize Edward Bent, his associates and assigns, to clear the channel and render navigable the stream in Contra Costa County known as the Arroyo del Hambra;

Also, Assembly bill No. 373, an Act for the relief of certain parties who may be entitled to county warrants in Humboldt County;

Also, Assembly bill No. 346, an Act to change the name of Laura Henry to Laura Ellen Hellyer;

Also, Assembly concurrent resolution No. 55, instructing our Senators

in Congress to vote for the proposed amendment to the Federal Constitution, basing representation on the voting population ;

Also, Assembly bill No. 296, an Act to authorize John Y. Wilson and George W. Stevens to carry on the packing business within certain limits of the City and County of San Francisco ;

And on this, the seventh day of March, eighteen hundred and sixty-six, at eleven o'clock and twenty-five minutes A. M. presented the same to the Governor for his approval.

DORNIN, for Committee.

Mr. Hunt of Santa Clara moved to reconsider the vote whereby on yesterday was adopted the resolution authorizing and directing Mr. Drum, the Journal Clerk of the Assembly, to write up the Appendix of the Assembly Journal.

Upon which Messrs. Satterwhite, Maholmb, and Hollister, demanded the ayes and noes, and the House refused to reconsider by the following vote :

AYES—Messrs. Brown of Amador, Bugbee, Chamberlain, Coghlan, Downing, Eagar, Holden, Hopper, Leech, Murch, Parrish, Satterwhite, Sexton, Sherwood, Smith of Butte, Wilcox, and Zuck—17

NOES—Messrs. Anthony, Batchelder, Bledsoe, Bosquit Bowman, Braly, Brown of Tulare, Campbell, Clayton, Collier, Dorr, Dornin, Dutton, Dwyer, Goodall, Goodwin, Hamlin, Hansbrow, Hatch, Hill, Hoag, Hogle, Hollister, Howard, Huestis, Hunt of Sacramento, Hunt of Santa Clara, Ireland, Lee, Lemon, Long, Mace, Maholmb, Olds, Perrin, Sawyer, Smith of El Dorado, Stewart, Taylor, and Wiggin—40.

Mr. Goodwin, from the Judiciary Committee, made the following report :

MR. SPEAKER :—The Judiciary Committee, to whom was referred Assembly bill No. 421, an Act to change the name of Elizabeth Chubbuck to Elizabeth Chubbuck Hopkins ;

Also, Assembly bill No. 435, an Act to change the name of Catharine Black to Miriam Ayers ;

Also, Assembly bill No. 445, an Act to change the name of John Rendahl to John Randolph ;

Also, Assembly bill No. 433, an Act to change the name of Francis Williams to Francis P. Gloss ;

Having had the same under consideration, respectfully report them back to the Assembly, and recommend that they do not pass, for the reason that the law passed at the present session of the Legislature, conferring upon County Courts the exclusive right and power to change the names of persons, took away from the Legislature the right which it had before the passage of said law, and conferred it upon said Courts, where it now belongs. Your committee are clearly of the opinion that if the Legislature still retains and uses such power, it would, in effect, work a repeal of said law, and the objects sought to be gained by its enactment would be defeated.

Also, Senate bill No. 189, an Act supplementary to an Act entitled an Act to prevent certain officers from dealing in certain securities, passed May fourth, eighteen hundred and fifty-two ; and report it back, with an amendment, and recommend its passage as amended.

Also, Senate bill No. 11, an Act to repeal certain Acts providing for

soldiers to vote out of their election precincts during the rebellion, and recommend its passage

Also, Assembly bill No. 471, an Act to authorize H. Casebolt, T. R. Brooks, Abner Doble, and their associates, to lay down and maintain a railroad within the City and County of San Francisco, and recommend that it be referred to the San Francisco delegation.

GOODWIN, for Committee.

Mr. Eagar offered the following resolution :

Resolved, That the Chief Clerk be instructed to furnish to the Copying Clerks of the Assembly, at the earliest moment, all documents to be copied for the Appendix

Adopted.

MESSAGE FROM THE SENATE.

The following message was received from the Senate :

SENATE CHAMBER,
March 7th, 1866. }

Mr. SPEAKER :—The Senate, on the second instant, passed Senate bill No. 77, an Act to provide for the preservation of the Spanish archives, title papers of land claims and records relating thereto, in the custody of the United States Surveyor-General for California ;

Also, passed substitute for Senate bill No. 99, an Act to further define the powers of the Board of Trustees of the City of Sacramento ;

Also, passed Senate bill No. 207, an Act to regulate artesian wells in the County of Santa Clara ;

Also, passed Senate bill No. 242, an Act supplementary to an Act relative to publishing in the Counties of Santa Barbara and San Luis Obispo, approved April twenty-seventh, eighteen hundred and fifty-seven ;

Also, passed Senate bill No. 270, an Act to amend an Act entitled an Act to improve the navigation of the Mokelumne River ;

Also, passed Senate bill No. 275, an Act to authorize the Board of Supervisors of San Joaquin County to appropriate money for the use of the San Joaquin Valley Agricultural Society ;

Also, on the third instant, passed Senate bill No. 284, an Act to appropriate money to pay the claim of A. R. Jackson ;

Also, on the sixth instant, passed Senate bill No. 308, an Act to provide for the time of holding the County Court and Probate Court of the County of Contra Costa, and to authorize special terms of the County Court to be holden therein ;

Also, passed Assembly bill No. 129, an Act to amend an Act entitled an Act to divide the State into Congressional Districts, and fix the time to elect Representatives to Congress.

CHAS. W. GORDON,

Assistant Secretary.

The hour of twelve o'clock m. having arrived, the special order of the day, Assembly bill No. 462, an Act to enable the State of California to co-operate with the association of loyal States in the erection of a monument to Abraham Lincoln, was, on motion of Mr. Wilcox, made the special order for one week from to-day.

CONSIDERATION OF SENATE MESSAGE.

Senate bill No. 207, above reported, read first and second times, and referred to the Santa Clara delegation.

Senate bill No. 242, above reported, read first and second times, and ordered on file.

Senate bill No. 270, above reported, read first and second times, and referred to the Committee on Commerce and Navigation.

Senate bill No. 275, above reported, read first and second times, and referred to the San Joaquin delegation.

Senate substitute for Senate bill No. 99, above reported, read first and second times, and referred to the Sacramento delegation.

Senate bill No. 284, above reported, read first and second times, and referred to the Committee on Claims.

Senate bill No. 308, above reported, read first and second times, and referred to the Judiciary Committee.

Senate bill No. 77, above reported, read first and second times, and considered in Committee of the Whole.

IN ASSEMBLY.

Reported, and on motion of Mr. Chamberlain, referred to the Judiciary Committee.

INTRODUCTION OF BILLS.

Bills were introduced as follows :

By Mr. Clayton, for an Act to amend section five of an Act entitled an Act amendatory of Article IV of an Act entitled an Act to repeal the several charters of the City of San Francisco, to establish the boundaries of the same, and to consolidate the government thereof, approved April nineteenth, eighteen hundred and fifty-six, repealing sections thirty-six to sixty-four inclusive, and Acts and parts of Acts amendatory and supplementary thereof, and substituting this Act for said Article IV, approved April twenty-fifth, eighteen hundred and sixty-two, and to amend sections three and seven of an Act entitled an Act to amend an Act entitled an Act amendatory of Article IV of an Act entitled an Act to repeal the several charters of the City and County of San Francisco, to establish the boundaries of the same, and to consolidate the government thereof, approved April nineteenth, eighteen hundred and fifty-six, repealing sections thirty-six to sixty-four inclusive, and Acts and parts of Acts amendatory and supplementary thereof, and substituting this Act for said Article IV, approved April twenty-fifth, eighteen hundred and sixty-two, approved April twenty-fifth, eighteen hundred and sixty-three.

Read first and second times, and referred to the San Francisco delegation.

By Mr. Leech, for an Act to amend an Act entitled an Act to incorporate the Town of Grass Valley, approved April fifteenth, eighteen hundred and sixty-one, approved February sixth, eighteen hundred and sixty-four.

Read first and second times, and referred to the Nevada delegation.

By Mr. Chase, for an Act for the relief of M. C. Bateman.

Read first and second times, and referred to the San Francisco delegation.

By Mr. Bugbee, for an Act to provide for the measurement of wood in the City and County of San Francisco.

Read first and second times, and referred to the San Francisco delegation.

By Mr. Batchelder, for an Act in relation to the publication of tax summons and executions in the County of Yuba

Read first and second times, and referred to the Yuba delegation.

GENERAL FILE.

Assembly bill No. 349, an Act to amend an Act entitled an Act to regulate proceedings in civil cases in the Courts of justice of this State, passed April twenty-ninth, eighteen hundred and fifty-one, and the Act amendatory thereof, approved April twenty-seventh, eighteen hundred and sixty-three

Mr. Sherwood moved to lay the bill on the table.

Upon which, Messrs. Chamberlain, Hopper, and Clayton, demanded the ayes and noes.

Mr. Hopper moved a call of the House.

The House refused

The bill was then laid on the table, by the following vote:

AYES—Messrs. Anthony, Bowman, Braly, Brown of Amador, Brown of Tulare, Bugbee, Campbell, Clayton, Coghlan, Dorr, Dornin, Downing, Dutton, Dwyer, Eagar, Goodwin, Hamlin, Hatch, Hawkins, Howard, Hunt of Santa Clara, Ireland, Leech, Leech, Lemon, Long, Luttrell, McClelland, Meredith, Murch, Olds, Parrish, Pattison, Perrin, Peterson, Satterwhite, Sherwood, Singleton, Smith of Butte, Steele, Stewart, Taylor, Wiggin, and Zuck—43

NOES—Messrs. Ayer, Batchelder, Bosquit, Chamberlain, Collier, Greene, Hansbrow, Hill, Hogle, Holbster, Hopper, Huestis, Hunt of Sacramento, Lee, Lupton, Mace, Maholmb, Sawyer, Sexton, Smith of El Dorado, Wilcox, and Mr. Speaker—22.

By leave, Mr. Wilcox, Chairman of the Committee on Corporations, made the following report:

MR. SPEAKER:—The Committee on Corporations, to whom was referred Assembly bill No. 299, an Act to amend an Act entitled an Act concerning corporations, having had the same under consideration, report it back, with the recommendation that it pass.

WILCOX, Chairman.

Assembly bill No. 414, an Act for the relief of the California Volunteers, officers, and sailors of the United States Navy, who have honorably served within the State of California during the late war.

Mr. Murch offered the following amendment: Amend section one by striking out the words "thirty per cent" and insert "five dollars per month."

The hour of one o'clock p. m. having arrived, the House took its usual recess.

HOUSE RE-ASSEMBLED.

At two o'clock p. m., the House re-assembled.

Speaker in the Chair.

Roll called.

Quorum present.

Mr. Clayton had leave to introduce a bill for an Act to authorize Joseph S. Alemany, Roman Catholic Archbishop of San Francisco, to sell and convey certain real estate situated in the City and County of San Francisco.

Read first and second times, and referred to the San Francisco delegation.

The amendment of Mr. Murch was rejected.

Mr. Pattison offered the following amendment: Amend by adding to section two, "further *provided*, that no account shall be audited or allowed except such as are held by the original holders."

Adopted.

Mr. Bugbee moved to refer the bill to the Committee on Military Affairs.

The House refused, and the bill was then ordered engrossed.

Assembly bill No. 239, an Act to amend an Act entitled an Act to legalize and provide for the collection of delinquent taxes in the counties of this State, approved May sixteenth, eighteen hundred and sixty-one.

Mr. Hopper offered the following amendment: Amend by adding to the last section, as amended, after the word "San Francisco," the words "and also the County of Sacramento."

Rejected.

The bill was then ordered engrossed.

Assembly substitute for Assembly bill No. 49, an Act to establish an Agricultural and Mechanical Arts College in Sonoma County—read third time, and passed.

Assembly substitute for Assembly bill No. 244, an Act to provide for a lien of agistors and others on stock and other property fed and taken care of by them—read third time, and passed.

Assembly bill No. 324, an Act appropriating money to purchase the California Supreme Court Reports—considered in Committee of the Whole.

IN ASSEMBLY.

Reported, and passage recommended.

Mr. Holden offered the following amendment: Strike out "Alpine and Lassen," and insert "all counties that have not been furnished with copies of said reports by the State, and do not now have copies."

Messrs. Sherwood, Hopper, and Singleton, demanded the previous question.

Sustained.

The amendment offered by Mr. Holden was rejected, and the bill was ordered engrossed.

Assembly bill No. 387, an Act to amend an Act entitled an Act concerning crimes and punishments, passed April sixteenth, eighteen hundred and fifty—amendments reported by committee adopted, rules suspended, considered engrossed, read third time, and passed.

Assembly bill No. 357, an Act to amend an Act entitled an Act concerning crimes and punishments, passed April sixteenth, eighteen hundred and fifty—indefinitely postponed.

Assembly bill No. 186, an Act to provide for the purchase of Hittell's General Laws of the State of California and to appropriate money for the payment of the same.

Mr. Lupton moved to lay the bill over till to-morrow.

Messrs. Singleton, Hunt of Santa Clara, and Zuck, demanded the previous question.

Sustained.

On the motion of Mr. Lupton, Messrs Lupton, Bowman, and Bledsoe, demanded the ayes and noes, and the House refused, by the following vote:

AYES—Messrs Ayer, Bledsoe, Bowman, Brown of Tulare, Clayton, Coghlan, Dorr, Downing, Dutton, Hearst, Hoag, Huestis, Ireland, Kidder, Long, Lupton, McClelland, Perrin, Smith of El Dorado, Steele, and Wilcox—21.

NOES—Messrs Anthony, Batchelder, Bosquit, Braly, Brown of Amador, Bugbee, Campbell, Collier, Dornin, Eagar, Goodall, Goodwin, Greene, Hamlin, Hansbrow, Hatch, Holden, Hollister, Hopper, Howard, Hunt of Sacramento, Hunt of Santa Clara, Lee, Leech, Lemon, Luttrell, Mace, Maholmb, Meredith, Murch, Olds, Parrish, Peterson, Satterwhite, Sexton, Sherwood, Singleton, Smith of Butte, Stewart, Taylor, Ward, Wilson, Zuck, and Mr. Speaker—44.

On the indefinite postponement of the bill, Messrs Long, Downing, and Bowman, demanded the ayes and noes, and the bill was indefinitely postponed, by the following vote:

AYES—Messrs Anthony, Ayer, Batchelder, Bosquit, Braly, Brown of Amador, Campbell, Chamberlain, Coghlan, Collier, Dornin, Dutton, Eagar, Goodall, Goodwin, Greene, Hamlin, Hansbrow, Hatch, Holden, Hollister, Hopper, Howard, Huestis, Hunt of Sacramento, Hunt of Santa Clara, Ireland, Lee, Leech, Lemon, Luttrell, Mace, Maholmb, Meredith, Murch, Olds, Parrish, Peterson, Satterwhite, Sexton, Sherwood, Singleton, Smith of Butte, Stewart, Taylor, Wilson, Zuck, and Mr. Speaker—48.

NOES—Messrs. Bledsoe, Bowman, Brown of Tulare, Bugbee, Clayton, Downing, Hearst, Kidder, Long, Lupton, McClelland, Perrin, Smith of El Dorado, Steele, Ward, and Wilcox—16.

Assembly bill No. 311, an Act relating to public roads in Lake County—substitute adopted, rules suspended, considered engrossed, read third time, and passed.

Senate bill No. 241, an Act to provide for the election of a Board of Supervisors in the County of San Luis Obispo—read third time, and passed.

Assembly bill No. 484, an Act to amend an Act entitled an Act to authorize the Board of Supervisors of Klamath County to levy a special tax and create a Redemption Fund for the payment of county indebtedness, approved April tenth, eighteen hundred and sixty-two—rules suspended, considered engrossed, read third time, and passed.

Assembly bill No. 485, an Act to repeal section twelve of an Act entitled an Act to provide for the funding of the indebtedness of the County of Klamath, approved March thirty-first, eighteen hundred and fifty-seven—rules suspended, considered engrossed, read third time, and passed.

Assembly bill No. 488, an Act to make the office of County Clerk of Humboldt a salaried office—rules suspended, considered engrossed, read third time, and passed.

Assembly bill No. 492, an Act authorizing the Board of Supervisors of Plumas County to appropriate certain moneys to the relief of William

G. Bradford—rules suspended, considered engrossed, read third time, and passed.

Assembly bill No. 493, an Act to amend an Act entitled an Act to create the County of Lassen, to define its boundaries and to provide for its organization, approved April first, eighteen hundred and sixty-four—rules suspended, considered engrossed, read third time, and passed.

Mr. Lee offered the following resolution :

Resolved, That the Judiciary Committee be and they are hereby instructed to inquire into the necessity of appointing a committee of three or more lawyers to codify the laws of this State, and report to the next session of the Legislature, and also to report to this Assembly what power is necessary to confer upon such committee should they deem one necessary.

On motion of Mr. Anthony, the resolution was laid on the table.

Assembly bill No. 139, an Act for the relief of T. A. Brady.

Mr. Hunt of Santa Clara moved to indefinitely postpone the bill.

Messrs. Bowman, Dutton, and Meredith, demanded the previous question.

Upon which, Messrs. Bledsoe, Lupton, and Hoag, demanded the ayes and noes, and the House refused to order the previous question, by the following vote :

AYES—Messrs. Anthony, Ayer, Batchelder, Bosquit, Bowman, Bugbee, Clayton, Collier, Dutton, Dwyer, Goodall, Greene, Hamlin, Hansbrow, Hatch, Howard, Huestis, Hunt of Santa Clara, Ireland, Leech, Meredith, Murch, Olds, Pattison, Sherwood, Singleton, Smith of Butte, Stewart, Taylor, Zuck, and Mr. Speaker—31.

NOES—Messrs. Bledsoe, Braly, Brown of Tulare, Campbell, Chamberlain, Coghlan, Dornin, Downing, Goodwin, Hawkins, Hearst, Hoag, Holden, Hollister, Hopper, Hunt of Sacramento, Kidder, Long, Lupton, Luttrell, Mace, Maholmb, McClelland, Parrish, Peterson, Sawyer, Satterwhite, Sexton, Smith of El Dorado, Steele, Ward, and Wilcox—32.

Mr. Sherwood offered a substitute for the bill.

At five o'clock p. m., Mr. Pattison moved to adjourn.

Upon which, Messrs. Hunt of Santa Clara, Sexton, and Goodwin, demanded the ayes and noes, and the House refused to adjourn, by the following vote :

AYES—Messrs. Bosquit, Hamlin, Ireland, Parrish, Sexton, Stewart, and Ward—7.

NOES—Messrs. Ayer, Batchelder, Bledsoe, Bowman, Braly, Brown of Tulare, Bugbee, Chamberlain, Clayton, Coghlan, Collier, Dorr, Dornin, Downing, Dutton, Dwyer, Eagar, Goodwin, Hansbrow, Hatch, Hawkins, Hearst, Hoag, Holden, Hollister, Huestis, Hunt of Sacramento, Hunt of Santa Clara, Leech, Lemon, Long, Lupton, Luttrell, Maholmb, McClelland, Murch, Olds, Pattison, Perrin, Peterson, Reed, Sawyer, Satterwhite, Sherwood, Singleton, Smith of Butte, Smith of El Dorado, Steele, Taylor, Wilcox, and Mr. Speaker—51.

Messrs. Dutton, Meredith, and Bugbee, demanded the previous question.

Sustained.

The substitute offered by Mr. Sherwood was adopted.

On the motion to indefinitely postpone, Messrs. Wilcox, Hoag, and Holden, demanded the ayes and noes, and the bill was indefinitely postponed, by the following vote :

AYES—Messrs. Ayer, Batchelder, Bosquit, Bowman, Bugbee, Clayton, Collier, Dorr, Dornin, Dutton, Dwyer, Eagar, Greene, Hamlin Hatch, Hollister, Howard, Hunt of Santa Clara, Ireland, Leech, Lemon, Meredith, Murch, Olds, Pattison, Sherwood, Smith of Butte, Smith of El Dorado, Steele, Stewart, Taylor, Zuck, and Mr. Speaker—33.

NOES—Messrs. Bledsoe, Braly, Brown of Tulare, Chamberlain, Coghlan, Downing, Goodwin, Hansbrow, Hawkins, Hearst, Hill, Hoag, Holden, Huestis, Hunt of Sacramento, Long, Lupton, Luttrell, Mace, Maholmb, McClelland, Parrish, Perrin, Peterson, Sawyer, Satterwhite, Sexton, Singleton, Ward, Wiggins, and Wilcox—30.

At five o'clock and five minutes P. M., on motion of Mr. Howard, the House adjourned.

IN ASSEMBLY.

HOUSE OF ASSEMBLY, }
Thursday, March 8th, 1866. }

House met pursuant to adjournment.

Speaker in the Chair.

Roll called.

Quorum present.

Prayer by the Chaplain.

Journal of yesterday read and approved.

Mr. Johnson had three days' leave of absence.

Mr. Hunt of Santa Clara presented a petition from citizens of Santa Clara for the passage of the accompanying bill, an Act to re-incorporate the Town of Santa Clara.

Referred to the Santa Clara delegation.

Mr. Sherwood presented the following communication :

SACRAMENTO, }
March 8th, 1866. }

To the Assembly of the State of California :

GENTLEMEN :—On Friday, February sixteenth, eighteen hundred and sixty-six, in the absence of the Speaker and Speaker pro tem, the hour for the time of re-assembling after the usual recess having arrived, I, in pursuance of my duty as Chief Clerk of the House, called the same to order under direction of those members present. A difference of opinion existing as to my right in the premises, and a resolution now being among unfinished business to the effect that I exceeded my authority as such Clerk, I most respectfully ask the House to directly dispose of the resolution alluded to, or pass a resolution adopting a standing rule that such power and authority as exercised by me be vested in the Chief Clerk of the House, so as to establish a precedent which this or a subse-

quent Legislature must adopt, but which I should deem would be but just to me to have settled by the present Assembly.

Very respectfully,
Your obedient servant,

M. D. BORUCK,
Chief Clerk of the Assembly.

Mr. Holden presented a bill of items from the Union Democrat.
Referred to the Committee on Public Expenditures and Accounts.

REPORTS.

Mr. Luttrell made a report from a minority of the Committee on Counties and County Boundaries, recommending the passage of Assembly bill No. 369, concerning the county seat of Fresno County.

[For report, see Appendix.]

Mr. Kidder, Chairman of the Committee on Internal Improvements, made the following report :

MR. SPEAKER:—The Committee on Internal Improvements have had under consideration Assembly bill No. 497, an Act to accept the grant by the United States Government to the State of California of the Yosemite Valley, and of the land embracing the Mariposa Big Tree Grove, and to organize the Board of Commissioners, and to fully empower them to carry out the objects of the grant and fulfil the purposes of the trust, report the same back, and recommend the passage of the bill.

KIDDER, Chairman.

Mr. Kidder, Chairman of the Committee on Public Morals, made the following report :

MR. SPEAKER:—The Committee on Public Morals, to whom was referred Assembly bill No. 449, an Act to prevent seduction, respectfully report that they have had the same under consideration, and report it back, with the recommendation that it pass.

KIDDER, Chairman.

Mr. Batchelder, from the Committee on Claims, made the following report :

MR. SPEAKER:—The Committee on Claims, to whom was referred Assembly bill No. 477, an Act for the relief of John W. Morris, County Treasurer of the County of Mendocino, have had the same under consideration, report it back, and recommend its passage ;

Also, Assembly bill No. 371, an Act for the relief of Thomas Thompson, who asks that the Controller of State be directed to draw his warrant for the sum of twenty-two hundred and twelve dollars, and that the Treasurer of State pay the same, upon the indorsement and surrender of certain school land warrants now in his possession, having carefully examined the same, are of the opinion the warrants can be floated upon any unoccupied surveyed lands of this State ; and believing that the passage of this bill would establish a dangerous precedent, recommend that it do not pass.

BATCHELDER, for Committee,

Mr. Wiggin made the following report:

MR. SPEAKER:—The San Francisco delegation, to whom was referred Assembly bill No. 594, an Act for the relief of M. C. Bateman, have had the same under consideration, beg leave to report the bill back, and recommend its passage;

Also, Assembly bill No. 507, an Act to authorize Joseph S. Alemany, Roman Catholic Archbishop of San Francisco, to sell and convey certain real estate situated in the City and County of San Francisco, report the bill back, and recommend its passage.

WIGGIN, for Delegation.

Assembly bill No. 504, above reported under a suspension of the rules, considered engrossed, read third time, and passed.

Assembly bill No. 507, above reported under a suspension of the rules, considered engrossed, read third time, and passed.

On motion of Mr. Wilcox, Rule Number Thirty-Two was suspended, and the Clerk was directed to immediately transmit the bills to the Senate.

Mr. Maholmb made the following report:

MR. SPEAKER:—The Sacramento delegation, to whom was referred Senate bill No. 191, an Act providing for certain improvements in and near the City of Sacramento, beg leave to report the same back, with a substitute, and recommend the passage of the substitute;

Also, Assembly bill No. 385, an Act to authorize the Board of Supervisors of Sacramento County to allow and audit the claim of Hugh M. Larue, and report the same back, and recommend its passage;

Also, Assembly bill No. 427, an Act to authorize the Board of City Levee Commissioners of the City of Sacramento to audit a certain account, and report the same back, with amendments, and recommend its passage as amended;

Also, Assembly bill No. 378, an Act to provide for the prevention of conflagrations and the protection of property saved from fire in the City of Sacramento, and report the same back, and recommend that it be indefinitely postponed.

MAHOLMB, for Delegation.

Mr. Brown of Amador made the following report:

MR. SPEAKER:—The Amador and Alpine delegation, to whom was referred Assembly bill No. 490, an Act relative to the Board of Supervisors of Amador County, defining their powers and duties, have had the same under consideration, report it back, and recommend its passage.

BROWN,
LEE.

Mr. Pattison made the following report:

MR. SPEAKER:—The Nevada delegation, to whom was referred Assembly bill No. 430, an Act to incorporate the Town of Meadow Lake, have had the same under consideration, and beg leave to report the same back, with a substitute, and recommend the passage of the substitute.

PATTISON, for Delegation.

Substitute for Assembly bill No. 430, above reported, adopted, rules suspended, considered engrossed, read third time, and passed.

Mr. Leech made the following report :

MR. SPEAKER :—The Nevada delegation, to whom was referred Assembly bill No. 503, beg leave to report it back, and recommend its passage.
LEECH, for Delegation.

Assembly bill No. 503, an Act to amend an Act entitled an Act to revise and amend an Act entitled an Act to incorporate the Town of Grass Valley, approved April fifteenth, eighteen hundred and sixty-one, approved April sixth, eighteen hundred and sixty-four, above reported, was, under a suspension of the rules, considered engrossed, read third time, and passed.

Mr. Hamlin made the following report :

MR. SPEAKER :—The Sutter delegation, to whom was referred Senate bill No. 231, an Act concerning estrays in the County of Sutter, have had the same under consideration, report it back, without amendment, and recommend its passage.

HAMLIN, for Delegation.

Senate bill No. 231, above reported, read third time, and passed.

Mr. Batchelder made the following report :

MR. SPEAKER :—The Yuba delegation, to whom was referred Assembly bill No. 506, an Act relating to the publication of tax summons and executions in the County of Yuba, having had the same under consideration, report it back, and recommend its passage

BATCHELDER, for Delegation.

The rules were suspended, and Assembly bill No. 506, above reported, was considered engrossed, read third time, and passed

On motion of Mr. Brown of Contra Costa, Senate bill No. 189, an Act supplementary to an Act entitled an Act to prevent certain officers from dealing in certain securities, passed May fourth, eighteen hundred and fifty-two, was recommitted to the Judiciary Committee.

Mr. Sherwood offered the following resolution :

Resolved, That the use of the Assembly Chamber be tendered to Colonel Hawkins for the purpose of delivering a lecture on Tuesday evening next.

Upon which, Messrs. Satterwhite, Peterson, and Parrish, demanded the ayes and noes, and the resolution was adopted, by the following vote :

AYES—Messrs. Anthony, Bosquit, Bowman, Brown of Amador, Brown of Contra Costa, Bugbee, Campbell, Chamberlain, Chappell, Collier, Corey, Dornin, Dutton, Dwyer, Eagar, Goodall, Goodwin, Greene, Hamlin, Hansbrow, Hatch, Hearst, Hill, Hogle, Howard, Huestis, Hunt of Sacramento, Hunt of Santa Clara, Ireland, Lee, Lemon, Long, Maholmb, Meredith, Murch, Olds, Pattison, Perrin, Sexton, Sherwood, Smith of Butte, Smith of El Dorado, Steele, Stewart, Taylor, Wilcox, Wilson, and Mr Speaker—48.

NOES—Messrs. Ayer, Batchelder, Bledsoe, Braly, Brown of Tulare, Chase, Downs, Hawkins, Hoag, Holden, Hopper, Leech, Lupton, Luttrell, McClelland, Parrish, Peterson, Satterwhite, Singleton, and Ward—20.

Mr. Hearst offered the following resolution :

Resolved, That Z. Montgomery be allowed the use of the Assembly Chamber for the purpose of delivering a free lecture on the subject of the public schools of this State.

Mr. Corey moved to lay the resolution on the table.

Upon which, Messrs. Lupton, Hoag, and Bledsøe, demanded the ayes and noes, and the motion prevailed, by the following vote :

AYES—Messrs. Anthony, Ayer, Batchelder, Bosquit, Bowman, Brown of Amador, Brown of Contra Costa, Brown of Tulare, Bugbee, Campbell, Chamberlain, Collier, Corey, Dorr, Dutton, Dwyer, Eagar, Goodall, Greene, Hamlin, Hansbrow, Hatch, Hogle, Hunt of Sacramento, Hunt of Santa Clara, Ireland, Lee, Leech, Lemon, Luttrell, Meredith, Murch, Olds, Pattison, Perrin, Sexton, Sherwood, Singleton, Smith of Butte, Stewart, Taylor, Wilson, and Mr. Speaker—43.

NOES—Messrs. Bledsøe, Braly, Chappell, Chase, Coghlan, Dornin, Downing, Goodwin, Hawkins, Hearst, Hill, Hoag, Holden, Hopper, Howard, Huestis, Long, Lupton, Maholmb, McClelland, Parrish, Peterson, Reed, Sawyer, Satterwhite, Smith of El Dorado, Steele, Ward, Wiggin, and Wilcox—30.

On motion of Mr. Peterson, a call of the House was ordered.

On motion of Mr. Luttrell, further proceedings under the call were dispensed with.

The hour of twelve o'clock M. having arrived, Assembly concurrent resolution No. 34, memorial to Congress and concurrent resolution relating to granting United States bonds in lieu of certain lands to the Central Pacific Railroad Company, (the special order of the day,) was taken up.

The resolutions were, on motion of Mr. Sawyer, recommitted to the Committee on Federal Relations.

MESSAGES FROM THE SENATE.

The following messages were received from the Senate :

SENATE CHAMBER,
March 8th, 1866 }

MR. SPEAKER:—The Senate, on yesterday, passed Senate substitute for Assembly bill No. 19, an Act to protect agriculture, and to prevent the trespassing of animals upon private property ;

Also, passed Assembly bill No. 231, an Act to provide for a railroad within the County of Santa Clara, with amendments, and respectfully ask concurrence of Assembly in amendments ;

Also, passed Assembly bill No. 293, an Act to extend the time for the completion of the Marysville and Beckwith Pass Turnpike ;

Also, passed Assembly bill No. 333, an Act to change the boundary line between the Counties of Yuba and Sierra

CHAS. W. GORDON,
Assistant Secretary.

SENATE CHAMBER,
March 7th, 1866 }

MR. SPEAKER:—The Senate, this day passed, under a suspension of

the rules, Senate bill No. 311, an Act relating to the interest tax of Siskiyou County;

Also, passed Senate bill No. 313, an Act amendatory of an Act to amend an Act to provide for the establishment, maintenance, and protection of public roads, approved May sixteenth, eighteen hundred and sixty-one, approved April twenty-seventh, eighteen hundred and sixty-three;

Also, on the third instant, passed Senate bill No. 294, an Act to authorize the Trustees of Auburn Lodge Number Seven, Independent Order of Odd Fellows, the officers of Eureka Lodge Number Sixteen, and Delta Chapter Number Twenty-Seven, Free and Accepted Masons, and the citizens of the Town of Auburn, to remove human remains;

Also, passed Senate bill No. 278, an Act concerning the County Clerk, County Recorder, and County Auditor of Tulare County.

CHAS. W. GORDON,
Assistant Secretary.

SENATE CHAMBER, }
March 8th, 1866. }

MR. SPEAKER:—The Senate, on the twenty-eighth ultimo, passed Senate bill No. 201, an Act amendatory of and supplemental to an Act entitled an Act to provide for the ascertainment of the indebtedness of Calaveras County prior to the organization of Amador County, and to provide for the payment of that portion due from Amador County to Calaveras County, approved April twenty-seventh, eighteen hundred and fifty-five;

Also, on the first instant, passed Senate bill No. 226, an Act to provide for a system of common schools;

Also, on the second instant, passed Senate bill No. 276, an Act to authorize the Board of Supervisors of San Joaquin County to levy a tax for the liquidation of the indebtedness of the San Joaquin Valley Agricultural Society, and other matters relating thereto;

Also, on the third instant, passed Senate bill No. 228, an Act to authorize the issuance of certain duplicate bonds to A. W. Pitcher of Madison, Indiana;

Also, passed Senate bill No. 280, an Act to provide for the construction of a telegraph line in and through the State of California, between the City of San José and San Bernardino;

Also, this day passed, under suspension of rules, Senate bill No. 312, an Act to transfer certain funds.

CHAS. W. GORDON,
Assistant Secretary.

CONSIDERATION OF SENATE MESSAGES.

Senate bill No. 228, above reported, read first and second times, and referred to the Judiciary Committee.

Senate bill No. 280, above reported, read first and second times, and referred to the Committee on Corporations.

Senate bill No. 276, above reported, read first and second times, and referred to the San Joaquin delegation.

Senate bill No. 312, above reported, read first and second times, and referred to the Committee on Ways and Means.

Senate bill No. 278, above reported, read first and second times, and referred to the Tulare delegation.

Senate bill No. 294, above reported, read first and second times, rules suspended, read third time, and passed.

Senate bill No. 313, above reported, read first and second times, and referred to the Committee on Roads and Highways

Senate bill No. 311, above reported, read first and second times, rules suspended, read third time, and passed.

Senate bill No. 226, above reported, read first and second times, and ordered on top of file for to-morrow.

Senate bill No. 201, above reported, read first and second times.

Mr. Brown of Amador moved to refer the bill to the Judiciary Committee.

Mr. Ayer moved to amend by referring the bill to the Amador and Calaveras delegations

The bill was so referred.

The House concurred in Senate amendments to Assembly bill No. 231, above reported.

Senate substitute for Assembly bill No. 19, above reported, was ordered on top of file for to-morrow.

Mr. Goodwin, from the Judiciary Committee, made the following report:

MR. SPEAKER:—The Judiciary Committee, to whom was referred Assembly bill No. 482, an Act to amend an Act entitled an Act to authorize the incorporation of canal companies and the construction of canals, approved May fourteenth, eighteen hundred and sixty-two, having had the same under consideration, report it back, and recommend that it do not pass;

Also, Assembly bill No. 501, an Act to repeal section fifteen of the Act entitled an Act to create the County of Alpine, to define its boundaries and to provide for its organization, and to discharge the debt created by said section, and recommend that it do not pass;

Also, Assembly bill No. 355, an Act to amend an Act entitled an Act in relation to liens of mechanics and others, approved April twenty-sixth, eighteen hundred and sixty-two, and recommend that it do not pass;

Also, Assembly bill No. 245, an Act defining the liabilities of common carriers, and of persons or corporations using steam as a motive power, and recommend that it do not pass;

Also, Senate bill No. 178, an Act concerning the laws, and decisions of the Supreme Court, distributed to State, county, and township officers, report it back, with amendments, and recommend its passage as amended;

Also, Assembly bill No. 457, an Act supplementary to an Act entitled an Act to amend an Act defining the time for commencing civil actions, passed April twenty-second, eighteen hundred and fifty, approved April sixteenth, eighteen hundred and sixty-three, approved February eighteenth, eighteen hundred and sixty-four, and recommend that it do not pass;

Also, Assembly bill No. 424, an Act to authorize the guardian of certain minor children to convey their real estate;

Also, Assembly bill No. 475, an Act to authorize the trustee of Abby F. Whitney and others to sell and convey certain real estate;

Also, Assembly bill No. 478, an Act to authorize and empower the executor and executrix of Jean Claude Long, deceased, to sell personal estate;

Also, Assembly bill No 474, an Act to authorize the trustees of Sophia G. Whitney and others to sell and convey certain real estate;

Also, Assembly bill No. 423, an Act to authorize the guardian of the minor children of John K Osgood, late of the City and County of San Francisco, deceased, to sell and convey their real estate.

The committee are clearly of the opinion that the five last mentioned bills should not be passed. They cannot give their assent to the passage of these special Acts. To indorse them would have a tendency to break down and destroy the protecting guards which are wisely thrown around infant heirs and minors. It would open the door to fraud of the grossest character, and jeopardize the rights of those who in their weakness can only appeal to the law for protection. The committee, therefore, here enter their protest against this class of legislation, for which there seems to be a perfect mania.

GOODWIN, for Committee.

Mr. Goodwin had leave to withdraw Assembly bill No. 482, above reported.

Mr. Meredith offered a concurrent resolution providing for the payment to J. J. Rogers of thirty-eight dollars for mileage and per diem as witness before the Insane Asylum Investigating Committee.

Adopted.

Mr. Eagar offered the following resolution :

Resolved, That the Enrolling Clerk be and he is hereby directed to have correctly enrolled the section of Assembly bill No. 335.

Adopted.

Mr. Holden gave notice that he would introduce a bill for an Act to provide for a line of ocean steamers to run between San Francisco and Mendocino City, in Mendocino County.

INTRODUCTION OF BILLS.

Bills were introduced as follows:

By Mr. Downing, for an Act for the relief of H. P. Holmes, late Treasurer of Sonoma County;

Read first and second times, and referred to the Committee on Claims.

By Mr Hawkins, for an Act to equalize taxation.

Read first and second times, and referred to the Committee on Ways and Means.

By Mr. Dwyer, for an Act to amend an Act entitled an Act to fix and regulate the fees and salaries of officers in the City and County of San Francisco, approved May seventeenth, eighteen hundred and sixty-one.

Read first and second times, and referred to the San Francisco delegation.

By Mr. Corey, for an Act to amend an Act entitled an Act to authorize the issue of bonds by the County of Santa Clara to erect county buildings, and confirm the purchase of the site selected therefor, approved March first, eighteen hundred and sixty-six.

Read first and second times, and referred to the Santa Clara delegation.

By Mr. Wiggin, for an Act to give further powers to the Board of Supervisors of the City and County of San Francisco.

Read first and second times, and referred to the San Francisco delegation.

By Mr. Lupton, for an Act supplementary to an Act entitled an Act supplementary to an Act concerning divorces, passed March twenty-fifth, eighteen hundred and fifty-one, approved April twenty-fourth, eighteen hundred and fifty-seven.

Read first and second times, and referred to the Judiciary Committee.

By Mr. Hamlin, for an Act amendatory of a supplemental Act, approved April eleventh, eighteen hundred and sixty-two, entitled an Act to provide for the reclamation and segregation of swamp and overflowed, and salt marsh, and tide lands, approved May thirteenth, eighteen hundred and sixty-one.

Read first and second times, and together with petition No. 94, on the same subject, was referred to the Committee on Swamp and Overflowed Lands, and the usual number ordered printed.

GENERAL FILE.

Assembly bill No. 375, an Act to prevent stallions from running at large in the County of Butte—referred to the Butte delegation.

Assembly bill No. 401, an Act to amend an Act entitled an Act to incorporate the City of Stockton, approved April twenty-first, eighteen hundred and sixty-two—read third time, and passed.

Assembly bill No. 363, an Act to regulate the rates of fare on certain street railroads in the City and County of San Francisco.

Mr. Clayton moved to indefinitely postpone the bill.

Mr. Bowman moved to suspend the rule relating to the daily recess.

Objection being made, and the hour of one o'clock P. M. having arrived, the House took its usual recess.

HOUSE RE-ASSEMBLED.

At two o'clock P. M., the House re-assembled.

Speaker in the Chair.

Roll called.

Quorum present.

By leave, Mr. Corey, Chairman of the Committee on Enrolment, made the following report :

MR. SPEAKER:—The Committee on Enrolment have examined, and found correctly enrolled, Assembly bill No. 146, an Act making appropriations for deficiencies made for the fifteenth, sixteenth, and seventeenth fiscal years, ending on the thirtieth day of June, eighteen hundred and sixty-six ;

Also, Assembly bill No. 364, an Act to fix the terms of the County Court and Probate Court of the County of Sonoma ;

Also, Assembly bill No. 328, an Act to provide for fencing the plot of ground occupied as a State burial ground ;

Also, Assembly bill No. 300, an Act making the office of County Assessor of Merced County a salaried office ;

Also, Assembly bill No. 335, an Act to establish a police court in the City of Oakland, and define its jurisdiction, duties, and fees of court and its officers ;

Also, Assembly bill No. 359, an Act to provide pay for trial jurors and witnesses in criminal cases in Humboldt County ;

Also, Assembly bill No. 377, an Act to create an Interest and Sinking Fund for Klamath County ;

Also, Assembly bill No. 409, an Act fixing the compensation of the Sheriff of the County of Stanislaus, and to provide for the payment of the same;

And on this, the eighth day of March, eighteen hundred and sixty-six, delivered the same to the Governor for his approval.

Also, have examined, and found correctly enrolled, Assembly concurrent resolution No. 58, approving the action of the majority of the United States Senate in refusing to sustain the President's veto on the Freedman's Bureau bill, and approving the vote of the Hon. John Conness upon the same;

And on this, the eighth day of March, eighteen hundred and sixty-six, deposited the same in the office of the Secretary of State.

COREY, Chairman.

GENERAL FILE RESUMED.

Assembly bill No. 363, an Act to regulate the rates of fare on certain street railroads in the City and County of San Francisco—further considered.

Mr. Hogle, from the Committee on Engrossment, had leave to make the following report:

MR. SPEAKER:—The Committee on Engrossment have examined, and found correctly engrossed, Assembly bill No. 426, an Act concerning roads and highways in the County of Siskiyou;

Also, substitute for Assembly bill No. 414, an Act for the relief of the California volunteer officers and sailors of the United States Navy who have honorably served within the State of California during the late war.

HOGLE, for Committee.

Assembly bill No. 363, an Act to regulate the rates of fare on certain street railroads in the City and County of San Francisco—further considered.

Messrs. Sherwood, Singleton, and Chappell, demanded the previous question.

Sustained.

Upon the motion of Mr. Clayton to indefinitely postpone, Messrs. Chappell, Hoag, and Clayton, demanded the ayes and noes, and the bill was indefinitely postponed by the following vote:

AYES—Messrs. Batchelder, Bowman, Brown of Contra Costa, Chamberlain, Chappell, Clayton, Coghlan, Collier, Dornin, Downing, Dwyer, Eagar, Goodall, Goodwin, Greene, Hamlin, Hansbrow, Hatch, Hollister, Hunt of Sacramento, Hunt of Santa Clara, Ireland, Leech, Lemon, Lupton, Maholmb, Murch, Parrish, Pattison, Perrin, Peterson, Satterwhite, Sherwood, Singleton, Smith of Butte, Smith of El Dorado, Steele, Stewart, Ward, and Zuck—40.

NOES—Messrs. Bledsoe, Braly, Brown of Amador, Brown of Tulare, Bugbee, Campbell, Chase, Dorr, Hawkins, Hearst, Hill, Hoag, Holden, Hopper, Howard, Huestis, Kidder, Lee, Long, McClelland, Meredith, Olds, Reed, Sawyer, Sexton, Taylor, Wiggin, Wilcox, Wilson, and Mr. Speaker—30.

On motion of Mr. Bowman, at four o'clock and thirty-five minutes P. M., the House adjourned.

IN ASSEMBLY.

HOUSE OF ASSEMBLY,
Friday, March 9th, 1866. }

House met pursuant to adjournment.

Speaker in the Chair.

Roll called.

Quorum present.

Prayer by the Chaplain.

Journal of yesterday read and approved.

Mr. Kidder had one day's leave of absence.

REPORTS.

Mr. Clayton, Chairman of the Committee on Commerce and Navigation, made the following report:

MR. SPEAKER:—The Committee on Commerce and Navigation, to whom was referred Assembly concurrent resolution No. 45, requesting our delegation in Congress to procure the establishment of a port of entry at Humboldt Bay, California, report the same back, without recommendation;

Also, Assembly bill No. 379, an Act to authorize E. T. Stephens to construct a chute and moorings at Ferguson's Landing, and collect tolls thereon for the use thereof, report the same back, and recommend its passage;

Also, Senate bill No. 20, an Act to grant the right to construct a bridge across the Noyo River near its mouth, report it back, and recommend its passage;

Also, Senate bill No. 270, an Act to amend an Act entitled an Act to improve the navigation of the Mokelumne River, report the bill back, and recommend its passage;

Also, Assembly bill No. 203, an Act supplemental to an Act entitled an Act concerning the Harbormaster of San Francisco, report it back, with an amendment, and recommend its passage as amended.

CLAYTON, Chairman.

Mr. Hunt of Sacramento, Chairman of the Committee on Claims, made the following report:

MR. SPEAKER:—The Committee on Claims, to whom was referred Assembly bill No. 195, an Act for the relief of the sureties upon the official bond of John Ferrell, County Treasurer of Solano County, have had the same under consideration, and recommend its passage;

Also, Senate bill No. 284, an Act for the relief of J. R. Jackson, (amount one thousand dollars,) and recommend its passage;

Also, Assembly bill No. 223, an Act for the relief of G. J. Overshiner, (fifty-four dollars and twenty-five cents,) and recommend its passage;

Also, Assembly bill No. 36, an Act for the relief of John Valentine, and recommend its indefinite postponement;

Also, Assembly bill No. 267, an Act for the relief of John H. Hammond, and recommend its indefinite postponement;

Also, Assembly bill No. 323, an Act for the relief of Owen Curran, and recommend its indefinite postponement;

Also, Assembly bill No. 87, an Act for the relief of M. Woods, and recommend its indefinite postponement;

Also, the petition of — Sharkey, M. D., and as the Senate has already disposed of the matter, we deemed further action on our part unnecessary;

Also, the petition of George I. Lytle, and recommend its indefinite postponement;

Also, Assembly bill No. 52, an Act for the relief of James H. Sullivan, and recommend its indefinite postponement;

Also, Assembly bill No. 396, an Act for the relief of A. M. Hayden, and recommend its indefinite postponement.

HUNT, Chairman.

Mr. Hogle, from the Committee on Engrossment, made the following report :

MR. SPEAKER:—The Committee on Engrossment have examined, and found correctly engrossed, substitute for Assembly bill No. 98, an Act for the preservation of the public health in certain cases, and to protect against wilful and malicious injury such public works as may have been constructed for the purpose of supplying any city or town with pure fresh water;

Also, substitute for Assembly bill No. 239, an Act to legalize assessments and to provide for the collection of delinquent taxes in the several counties of this State;

Also, Assembly bill No. 288, an Act to establish pounds in the County of San Mateo;

Also, Assembly bill No. 387, an Act to amend an Act entitled an Act concerning crimes and punishments, passed April sixteenth, eighteen hundred and fifty;

Also, Assembly bill No. 457, an Act for the preservation of trout in the Counties of San Mateo and Santa Clara;

Also, Assembly bill No. 484, an Act to amend an Act entitled an Act to authorize the Board of Supervisors of Klamath County to levy a special tax and create a Redemption Fund for the payment of county indebtedness, approved April tenth, eighteen hundred and sixty-two;

Also, Assembly bill No. 485, an Act to repeal section twelve of an Act entitled an Act to provide for the funding of the indebtedness of the County of Klamath, approved March thirty-first, eighteen hundred and fifty-seven;

Also, Assembly bill No. 488, an Act to make the office of County Clerk of Humboldt County a salaried office.

HOGLE, for Committee.

Mr. Hunt of Santa Clara made the following report :

MR. SPEAKER:—The Santa Clara delegation, to whom was referred Assembly bill No. 440, an Act to re-incorporate the Town of Santa Clara, beg leave to report back the same, with amendment, and respectfully recommend its passage as amended.

HUNT, for Delegation.

The rules were suspended, and Assembly bill No. 440, above reported,

was taken up, amendment adopted, considered engrossed, read third time, and passed.

Mr. Chamberlain made the following report :

Mr. SPEAKER:—The San Joaquin delegation, to whom was referred Senate bill No 276, an Act allowing the Board of Supervisors of San Joaquin County to appropriate one thousand dollars a year for two years to the San Joaquin Valley Agricultural Society, report the same back, and recommend its passage ;

Also, Senate bill No 275, an Act submitting to the people the question whether a tax shall be levied to pay the indebtedness of the San Joaquin Valley Agricultural Society, report the same back, and recommend its passage.

CHAMBERLAIN,
GREENE.

Senate bill No. 275, above reported, was taken up, read third time, and passed.

Senate bill No. 276, above reported, was taken up, read third time, and passed.

Mr. Eagar, Chairman of the Committee on Ways and Means, made the following report :

Mr. SPEAKER:—The Committee on Ways and Means have had under consideration Senate bill No. 156, an Act concerning the libraries of Federal and State Judges, report the same back, and recommend its passage ;

Also, Assembly bill No. 246, an Act to amend an Act entitled an Act to establish a standard of weights and measures, approved April fourth, eighteen hundred and sixty-one, report the same back, and recommend its passage ;

Also, Assembly bill No. 353, an Act concerning State school poll taxes, and supplementary to and amendatory of an Act entitled an Act to provide revenue for the support of the government of this State, approved May seventeenth, eighteen hundred and sixty-one, and report the same back, with a substitute, and recommend the passage of the substitute.

EAGAR, Chairman.

Mr. Corey made the following report :

Mr. SPEAKER:—The Santa Clara delegation, to whom was referred Assembly bill No. 511, an Act to amend an Act entitled an Act to authorize the issue of bonds by the County of Santa Clara to erect the county buildings, and confirm the purchase of the site selected therefor, approved March first, eighteen hundred and sixty-six, have had the same under consideration, and report it back, with a recommendation that it pass.

COREY, for Delegation.

The rules were suspended, and Assembly bill No. 511, above reported, was considered engrossed, read third time, and passed.

Mr. Lupton made the following report :

Mr. SPEAKER:—The San Francisco delegation, to whom was referred Assembly bill No. 137, an Act supplementary to an Act entitled an Act for a street railroad within the City and County of San Francisco, and other matters relating thereto, approved April twenty-first, eighteen

hundred and sixty-three, have had the same under consideration, report it back, with a substitute, and recommend the passage of the substitute.
 LUPTON, for Delegation.

Mr. Smith of Butte made the following report :

MR. SPEAKER :—The Butte delegation, to whom was referred Senate bill No. 268, an Act to repeal an Act to provide for the collection of delinquent taxes in the County of Butte, approved April fifth, eighteen hundred and sixty-one, having had the same under consideration, report it back, and recommend its passage.

SMITH,
 TILDEN.

Mr Smith of Butte also made the following report :

MR. SPEAKER :—The Butte delegation, to whom was referred substitute for Assembly bill No. 375, having had the same under consideration, report it back, with amendments, and recommend its passage as amended.
 SMITH, for Delegation.

The amendments reported to the substitute for Assembly bill No. 375, above reported, an Act to amend an Act to extend an Act to prevent stallions from running at large in the County of Sacramento, approved March twenty-eighth, eighteen hundred and fifty-nine, approved March twentieth, eighteen hundred and sixty, were adopted, bill read third time, and passed.

MESSAGE FROM THE GOVERNOR.

The following message was received from the Governor :

STATE OF CALIFORNIA, EXECUTIVE DEPARTMENT, }
 Sacramento, March 8th, 1866. }

To the Assembly of the State of California :

I have to inform your honorable body that I have approved Assembly bill No. 273, an Act for the relief of certain parties who may be entitled to county warrants in Humboldt County ;

Also, Assembly bill No. 338, an Act making the office of Treasurer of Los Angeles County a salaried office ;

Also, Assembly bill No. 346, an Act to change the name of Laura Henry to Laura Ellen Hellyer ;

Also, Assembly bill No. 297, an Act to authorize Edward Bent, his associates and assigns, to clear the channel and render navigable the stream in Contra Costa County known as the Arroyo del Hambra ;

Also, Assembly bill No. 296, an Act to authorize John Y. Wilson and George W. Stevens to carry on the packing business within certain limits of the City and County of San Francisco ;

Also, Assembly bill No. 336, an Act to confer certain powers on the Board of Supervisors of Merced County ;

Also, Assembly bill No. 161, an Act to exempt from stamp duty certain contracts of insurance ;

Also, Assembly bill No. 319, an Act to regulate the times for holding the terms of the County Court and Probate Court of Monterey County ;

Also, Assembly bill No. 193, an Act in relation to public roads in the County of Alpine and the Road Fund of said County ;

Also, Assembly bill No. 310, an Act to give mileage to grand and trial jurors in the County of Alameda ;

Also, Assembly bill No. 326, an Act to provide for the collection of delinquent taxes upon certain real estate and improvements, assessed to unknown owners in the County of San Bernardino ;

Also, Assembly bill No. 256, an Act to ratify and confirm certain ordinances and resolutions of the Board of Supervisors of the City and County of San Francisco.

FRED'K F. LOW,
Governor.

Mr. Peterson offered the following resolution :

Resolved, That Rule One be and is hereby amended so as to read as follows : " The House shall meet each day of sitting at ten o'clock A. M., unless the House shall adjourn to some other hour."

Ordered to lay over for one day, under the rule.

Mr. Chamberlain, Chairman of the Committee on Federal Relations, had leave to make the following report :

MR. SPEAKER :—The Committee on Federal Relations, to whom was referred Assembly concurrent resolution No 34, and memorial to Congress, report the same back, and in accordance with what they believe to have been the intention of the House, recommend that the vote whereby the amendment offered by Mr. Downing was adopted, be reconsidered, and that the resolution and memorial be adopted

CHAMBERLAIN, Chairman.

Mr. Eagar offered the following resolution :

Resolved, That the Committee on Education be requested to report to this House, at the earliest moment, the condition and necessities of the Deaf, Dumb, and Blind Asylum.

Adopted.

On motion of Mr. Sherwood, the following resolution, offered by Mr. Sawyer, was taken from the table :

Resolved, That the Clerk of this House transcended his authority in calling this House to order in the absence of the Speaker and Speaker pro tem, on Friday, February sixteenth, eighteen hundred and sixty-six.

Mr. Sherwood moved to indefinitely postpone the resolution.

Mr. Peterson offered the following amendment : Strike out "exceeded his authority," and insert "did not exceed his authority "

On motion of Mr. Eagar, the whole matter was laid on the table.

Mr. Dwyer offered the following resolution :

Resolved. That Rev Charles G. Ames be allowed the use of the Assembly chamber for religious services on Sunday, March eleventh.

Adopted.

Mr. Sawyer had leave to withdraw his resolution stating that the Chief Clerk had exceeded his authority.

MESSAGES FROM THE SENATE.

The following messages were received from the Senate:

SENATE CHAMBER,
March 8th, 1866. }

Mr SPEAKER:—The Senate, this day, passed Assembly bill No. 507, an Act to authorize Joseph S. Alemany, Roman Catholic Archbishop of San Francisco, to sell and convey certain real estate situated in the City and County of San Francisco.

CHARLES W. GORDON,
Assistant Secretary.

SENATE CHAMBER,
March 9th, 1866. }

Mr. SPEAKER:—The Senate, on yesterday, passed Senate substitute for Assembly bill No. 132, an Act concerning District Court Reporters;

Also, passed Assembly bill No. 189, an Act amendatory of an Act to limit the hours of labor, approved May seventeenth, eighteen hundred and fifty-three, with amendments, and respectfully ask concurrence of the Assembly in the amendments;

Also, passed substitute for Assembly bill No. 236, an Act to provide for the better protection of the petroleum mining interests of this State;

Also, passed Assembly bill No. 277, an Act granting the Kearsarge Road Company and their assigns the right to maintain a toll road and collect tolls thereon;

Also, passed Assembly bill No. 361, an Act to provide for the payment of certain floating claims against the County of Santa Barbara;

Also, passed Assembly bill No. 382, an Act to regulate the fees and percentage of the Tax Collector in Humboldt County, with amendments, and respectfully ask concurrence of the Assembly in the amendments;

Also, passed Assembly bill No. 401, an Act to amend an Act entitled an Act to re incorporate the City of Stockton, approved April twenty-first, eighteen hundred and sixty two;

Also, passed Assembly bill No. 407, an Act to authorize the Board of Supervisors of Butte County to sell certain bonds, and to provide for the redemption of the bonds of the county, and for other purposes connected therewith;

Also, refused to concur in Assembly amendments to Senate amendments to Assembly bill No. 270, an Act supplementary to an Act entitled an Act to provide for the appointment of Notaries Public, and defining their duties;

Also, concurred in Assembly concurrent resolution No. 60, allowing J. J. Rogers mileage as witness before the Insane Asylum Investigating Committee;

Also, adopted Senate concurrent resolution No. 36, instructing Senators and requesting Representatives in Congress to procure the establishment of a Post Office at New River, Trinity County.

CHAS. W. GORDON,
Assistant Secretary.

CONSIDERATION OF SENATE MESSAGES.

Senate substitute for Assembly bill No. 132, above reported, was adopted in concurrence.

The House refused to concur in Senate amendment to Assembly bill No. 189, above reported, by the following vote. Messrs. Hansbrow, Wilcox, and Steele, having demanded the ayes and noes:

AYES—Messrs. Clayton, Corey, Dornin, Hogle, Hollister, Howard, and Ireland—7.

NOES—Messrs. Ayer, Batchelder, Bledsoe, Braly, Brown of Amador, Brown of Contra Costa, Brown of Tulare, Bugbee, Campbell, Chamberlain, Chase, Collier, Dorr, Downing, Dwyer, Eagar, Goodall, Goodwin, Greene, Hansbrow, Hatch, Hearst, Hill, Hoag, Holden, Kopper, Huestis, Hunt of Sacramento, Hunt of Santa Clara, Lee, Leech, Lemon, Long, Lupton, McClelland, Meredith, Murch, Olds, Parrish, Pattison, Perrin, Peterson, Reed, Sawyer, Satterwhite, Sexton, Singleton, Smith of Butte, Smith of El Dorado, Steele, Stewart, Taylor, Ward, Wilcox, Wilson, and Zuck—56.

The House concurred in Senate amendments to Assembly bill No. 382, above reported.

The House receded from its amendment to Assembly bill No. 270, above reported.

Senate concurrent resolution No. 36, above reported, read first and second times, rules suspended, read third time, and adopted.

The hour of twelve o'clock m. having arrived, the House took up the special order of the day, Assembly bill No. 405, an Act to provide for changing the location of the California institution for the education of the deaf, dumb, and blind.

On motion of Mr. Bugbee, the House went into Committee of the Whole for the consideration of the bill.

IN ASSEMBLY.

The committee rose, and Mr. Sexton had leave to introduce a bill for an Act supplementary to and amendatory of an Act entitled an Act to authorize the County of Placer to subscribe to the capital stock of the Central Pacific Railroad Company of California, and to provide for the payment of the same, and other matters relating thereto.

Read first and second times, and referred to the Placer delegation.

Also, a bill for an Act amendatory and supplementary to an Act in relation to the indigent sick of the County of Placer, approved April seventeenth, eighteen hundred and sixty-two.

Read first and second times, and referred to the Placer delegation.

The House further considered the special order of the day, Assembly bill No. 405, an Act to provide for changing the location of the California institution for the education of the deaf, dumb, and blind, in Committee of the Whole.

IN ASSEMBLY.

The committee rose and reported the bill, with amendments, and recommended its passage as amended.

Mr. Dorr offered the following amendment: Strike out the name of "J. A. Benton," and insert the name of "J. P. Whitney."

Mr. Clayton moved to amend by striking out the name of "William Sherman," and inserting the name of "J. P. Whitney."

Accepted.

The amendment was rejected.

The hour of one o'clock P. M. having arrived, the House took its usual recess.

HOUSE RE-ASSEMBLED.

At two o'clock P. M., the House re-assembled.

Speaker in the Chair.

Roll called.

Quorum present.

Mr. Corey, Chairman of the Committee on Enrolment, made the following report:

MR. SPEAKER:—The Committee on Enrolment have examined, and found correctly enrolled, Assembly bill No. 25, an Act to authorize the Treasurer of Santa Cruz County to collect the taxes of said county, and relating to the salary of said Treasurer;

Also, Assembly bill No. 47, an Act to provide for the collection of information relating to the agricultural and other industrial pursuits of this State;

Also, Assembly bill No. 285, an Act to authorize the Board of Supervisors of Santa Cruz County to issue and sell bonds of said county and to provide for the payment of the same, and other matters relating to the revenue of said county;

Also, Assembly bill No. 507, an Act to authorize Joseph S. Alemany, Roman Catholic Archbishop of San Francisco, to sell and convey certain real estate situated in the City and County of San Francisco;

And on this, the ninth day of March, eighteen hundred and sixty-six, delivered the same to the Governor for his approval.

COREY, Chairman.

On motion of Mr. Sherwood, a call of the House was ordered.

Messrs. Luttrell and Wilson were granted indefinite leave of absence, and Mr. Howard leave for one day.

On motion of Mr. Holden, further proceedings under the call were dispensed with.

Mr. Hawkins had leave to have his name recorded in the negative on the Eight Hour Law.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

SENATE CHAMBER,
March 9th, 1866 }

MR. SPEAKER:—The Senate, on the seventh instant, passed Senate bill No. 58, an Act more clearly to define the boundaries of Sacramento and Placer Counties;

Also, passed Senate bill No. 52, an Act to amend an Act entitled an Act concerning wills, passed April tenth, eighteen hundred and fifty;

Also, passed Senate bill No. 288, an Act to amend an Act entitled an Act to create a Board of Water Commissioners in Tulare County, and to

define their powers and duties, approved April fourth, eighteen hundred and sixty-four;

Also, passed Senate bill No. 289, an Act to amend an Act entitled an Act to create a Board of Water Commissioners in the County of Tulare, to define their powers and duties, and to appropriate money for the purposes thereof, approved March fifteenth, eighteen hundred and sixty-four;

Also, on yesterday, passed Senate bill No. 204, an Act to repeal section six of an Act entitled an Act amendatory of and supplementary to an Act entitled an Act to regulate proceedings in criminal cases, passed May first, eighteen hundred and fifty-one. passed April twenty-second, eighteen hundred and fifty-eight;

Also, on this day, adopted Senate concurrent resolution No. 37, allowing mileage for service of papers to John H. Moran.

CHAS. W. GORDON,
Assistant Secretary.

CONSIDERATION OF SENATE MESSAGE.

Senate bill No. 58, above reported, read first and second times, rules suspended, read third time, and passed.

Senate bill No. 252, above reported, read first and second times, and referred to the Judiciary Committee.

Senate bill No. 204, above reported, read first and second times, and referred to the Judiciary Committee.

Senate bill No. 288, above reported, read first and second times, and referred to the Tulare delegation.

Senate bill No. 289, above reported, read first and second times, and referred to the Tulare delegation.

Senate concurrent resolution No. 37, above reported, was adopted.

The special order of the day, Assembly bill No. 405, an Act to provide for changing the location of the California institution for the education of the deaf, dumb, and blind, was further considered.

Mr. Lupton moved to amend the first section by striking out the name of "I. P. Rankin," and inserting that of "J. P. Whitney."

The House refused.

On motion of Mr. Sherwood, the report of the Committee of the Whole was adopted, and the bill was ordered engrossed.

On motion of Mr. Chappell, the rules were suspended, the bill considered engrossed, read third time, and passed.

INTRODUCTION OF BILLS.

Bills were introduced as follows:

By Mr. Chamberlain, for an Act to confer certain powers on the Board of Supervisors of the County of San Joaquin.

Read first and second times, rules suspended, considered engrossed, read third time, and passed.

Also, for an Act to amend an Act entitled an Act prescribing the mode of maintaining possessory actions on public lands in this State, approved April twentieth, eighteen hundred and fifty-two, and all Acts amendatory thereof.

Read first and second times, and referred to the Judiciary Committee.

By Mr. Reed, for an Act supplementary to an Act entitled an Act to

authorize the incorporation of canal companies and the construction of canals, approved May fourteenth, eighteen hundred and sixty-two.

Read first and second times, and referred to the Judiciary Committee.

By Mr. Singleton, for an Act concerning the collection of taxes, foreign miners', and all other licenses.

Read first and second times, and referred to the Judiciary Committee.

By Mr. Ireland, for an Act to fix the compensation of officers in Monterey County, and make the County Clerk ex officio Recorder.

Read first and second times, and ordered on file

By Mr. Lupton, for an Act to authorize the formation of the Firemen's Benevolent Association in the City of San Francisco, and to empower the Board of Delegates of the Fire Department of said city to transfer to the Board of Directors of said association and their successors in office, the Fire Department Charitable Fund, the firemen's lot in Lone Mountain Cemetery, and such other property as they may be possessed of.

Read first and second times, and referred to the San Francisco delegation, and the usual number of copies ordered printed.

By Mr. Brown of Amador, for an Act to provide for the payment of the indebtedness of Calaveras County to the County of Amador.

Read first and second times, and referred to the Calaveras and Amador delegations.

Mr. Eagar offered the following resolution :

Resolved, That the Sergeant-at-Arms be directed not to receipt to the Controller for the per diem of members of Assembly unless the same be drawn for the full amount allowed by law, to wit: ten dollars per day.

Unanimously adopted

Mr. Lee offered the following resolution :

WHEREAS, The Attorney General has advised the Controller of State that the members of this Legislature are entitled to a per diem of only five dollars per day after the expiration of ninety days of the session, and the Controller has decided to act upon such advice; now, therefore,

Resolved, That the Judiciary Committee be and they are hereby required to inquire into the constitutional question of the per diem of the members of this House, and report at their earliest convenience.

Adopted.

GENERAL FILE.

Senate bill No. 226, an Act to provide for a system of common schools.

Mr. Peterson moved that the House go into Committee of the Whole to consider the bill

The House refused.

Mr. Hunt of Santa Clara moved to consider the bill by sections.

The House refused.

Mr. Peterson offered the following amendment to section fifty-eight of the bill: Strike out all after the word "provided" in line three, and insert "that no parent whose children may attend such school offers any objection thereto."

Upon which, Messrs. Hansbrow, Holden, and Dornin, demanded the ayes and noes.

Mr. Hansbrow offered the following amendment: Strike out section fifty-eight.

On motion of Mr. Holden, a call of the House was ordered.

The roll was called, and Messrs. Hogle and Bosquit were absent without leave.

On motion of Mr. Yule, further proceedings under the call were dispensed with.

On the adoption of the amendment offered by Mr. Hansbrow, Messrs. Holden, Chase, and Hoag, demanded the ayes and noes, and the amendment was rejected, by the following vote, Mr. Goodall having been excused from voting:

AYES—Messrs. Bledsoe, Braly, Brown of Tulare, Chase, Downing, Goodwin, Hansbrow, Hawkins, Hearst, Hoag, Holden, Hollister, Hopper, Long, Lupton, Mace, Maholmb, McClelland, Parrish, Peterson, Reed, Satterwhite, Smith of Butte, and Ward—24.

NOES—Messrs. Anthony, Ayer, Batchelder, Bowman, Brown of Amador, Brown of Contra Costa, Bugbee, Campbell, Chamberlain, Chappell, Clayton, Collier, Corey, Dorr, Dornin, Dutton, Dwyer, Eagar, Greene, Hamlin, Hatch, Hill, Huestis, Hunt of Sacramento, Hunt of Santa Clara, Ireland, Lee, Leech, Lemon, Meredith, Murch, Olds, Pattison, Perrin, Sexton, Sherwood, Singleton, Smith of El Dorado, Steele, Stewart, Taylor, Tilden, Wiggin, Zuck, and Mr. Speaker—46.

On the amendment offered by Mr. Peterson, the roll was called, and the amendment was rejected, by the following vote:

AYES—Messrs. Bledsoe, Braly, Brown of Amador, Brown of Tulare, Chase, Corey, Downing, Goodwin, Hawkins, Hearst, Hill, Hoag, Holden, Hopper, Huestis, Lupton, Mace, Maholmb, McClelland, Parrish, Peterson, Satterwhite, Smith of Butte, Tilden, and Ward—25.

NOES—Messrs. Anthony, Ayer, Batchelder, Bowman, Brown of Contra Costa, Bugbee, Campbell, Chamberlain, Chappell, Clayton, Collier, Dorr, Dornin, Dutton, Dwyer, Eagar, Goodall, Greene, Hamlin, Hatch, Hollister, Howard, Hunt of Sacramento, Hunt of Santa Clara, Ireland, Lee, Leech, Lemon, Meredith, Murch, Olds, Pattison, Perrin, Sexton, Sherwood, Singleton, Smith of El Dorado, Stewart, Taylor, Wiggin, Wilson, Zuck, and Mr. Speaker—43.

Mr. Ayer offered the following amendment to section ninety-seven of the bill, by inserting after the word "Supervisors," in line one, the words, "except in the City and County of San Francisco."

Messrs. Eagar, Yule, and Wilson, demanded the previous question.

The House refused.

The amendment of Mr. Ayer was adopted.

Mr. Lupton offered the following amendment to section ninety-five of the bill: Amend by inserting in the third line of said section of the printed bill, after the words, "in the State at large," the words, "except the City and County of San Francisco."

Rejected.

Mr. Holden offered the following amendment: Amend by striking out section twenty three.

Rejected.

Mr. Clayton offered the following amendment: Strike out "eight cents," and insert "five cents," in the first line of section ninety-six.

Rejected.

The bill was then read third time, and passed.

Mr Holden gave notice of a motion to reconsider the above vote.

Mr Bugbee gave notice that he would move to reconsider the vote whereby was passed Assembly bill No 405, an Act to provide for changing the location of the California institution for the education of the deaf, dumb, and blind.

Senate substitute for Assembly bill No. 19, an Act to protect agriculture, and to prevent the trespassing of animals upon private property.

The House concurred in Senate amendments numbers one and two, and refused to concur in Senate amendments numbers three and four to the bill.

At four o'clock and forty minutes P. M., Mr. Lupton moved to adjourn.

The House refused.

On the passage of Assembly bill No 414, an Act for the relief of the California volunteer officers and sailors of the United States Navy who have honorably served within the State of California during the late war. Messrs Wilcox, Hearst, and Perrin, demanded the ayes and noes, and the bill was passed, by the following vote :

AYES—Messrs. Anthony, Brown of Amador, Bugbee, Chamberlain, Clappell, Clayton, Collier, Dorr, Dutton, Eagar, Goodall, Hamlin, Hansbrow, Hatch, Hoyle, Hollister, Hopper, Huestis, Hunt of Sacramento, Hunt of Santa Clara, Ireland, Lee, Maholmb, Meredith, Olds, Pattison, Perrin, Sawyer, Singleton, Smith of Butte, Steele, Wiggin, Wilcox, and Wilson—34.

NOES—Messrs. Batchelder, Bledsoe, Bowman, Braly, Brown of Tulare, Chase, Corey, Downing, Dwyer, Goodwin, Hawkins, Hearst, Holden, Leech, Long, McClelland, Murch, Parrish, Peterson, Reed, Satterwhite, Sexton, Sherwood, Stewart, and Ward—25.

Assembly bill No 441, an Act to fix the amount of the salary of the County Judge of San Joaquin County—read third time, and passed.

Assembly bill No 442, an Act in relation to the Tax Collector of the County of San Joaquin—recommitted.

Assembly bill No 365, an Act to amend an Act entitled an Act to provide revenue for the support of the government of this State, approved May seventeenth, eighteen hundred and sixty-one.

Mr. Hopper moved to lay the bill on the table.

The House refused.

On motion of Mr. Brown of Contra Costa, the bill was referred to the Committee on Ways and Means

Assembly bill No 260, an Act to amend the Act of April eleventh, eighteen hundred and sixty-two, entitled an Act supplemental to an Act entitled an Act to provide for the reclamation and segregation of swamp and overflowed, and salt marsh, and tide lands donated to the State of California by Act of Congress, approved May thirteenth, eighteen hundred and sixty-four—read third time, and passed.

Assembly bill No 341, an Act to amend an Act to regulate the fees of certain officers in Amador County—laid on the table.

Assembly bill No 224, an Act to amend an Act entitled an Act to prohibit barbarous and noisy amusements on the Christian Sabbath, approved March sixteenth, eighteen hundred and fifty-five—made the special order for Thursday next at twelve o'clock M.

Assembly bill No. 369, an Act to submit the question of the removal of the county seat of Fresno County to the qualified voters thereof.

Messrs. Hill, Zuck, and Sherwood, demanded the previous question.

Sustained.

Upon the indefinite postponement of the bill, as recommended by the committee, Messrs. Mace, Ward, and Lupton, demanded the ayes and noes, and the House refused to indefinitely postpone, by the following vote:

AYES—Messrs. Anthony, Bowman, Brown of Tulare, Bugbee, Campbell, Chamberlain, Clayton, Collier, Dorr, Dornin, Dutton, Dwyer, Greene, Hatch, Hill, Holden, Howard, Hunt of Sacramento, McClelland, Meredith, Olds, Perrin, Sawyer, Smith of Butte, Ward, Wiggin, Wilcox, Zuck, and Mr. Speaker—29.

NOES—Messrs. Batchelder, Bledsoe, Braly, Brown of Amador, Chappell, Chase, Corey, Downing, Goodwin, Hamlin, Hansbrow, Hawkins, Hearst, Hoag, Hollister, Hopper, Hunt of Santa Clara, Lee, Leech, Lemon, Lupton, Mace, Maholmb, McClelland, Murch, Parrish, Pattison, Peterson, Reed, Satterwhite, Sexton, Sherwood, Singleton, Steele, Stewart, Taylor, and Tilden—36.

On the engrossment of the bill, Messrs. Wilcox, Downing, and Perrin, demanded the ayes and noes, and the bill was ordered engrossed, by the following vote:

AYES—Messrs. Batchelder, Bledsoe, Brown of Amador, Chappell, Chase, Corey, Downing, Goodwin, Hamlin, Hansbrow, Hawkins, Hearst, Hoag, Hollister, Hopper, Hunt of Santa Clara, Lee, Leech, Lemon, Long, Lupton, Mace, Maholmb, McClelland, Murch, Parrish, Pattison, Peterson, Reed, Satterwhite, Sexton, Sherwood, Singleton, Smith of Butte, Steele, Stewart, and Taylor—37.

NOES—Messrs. Anthony, Bowman, Braly, Brown of Tulare, Bugbee, Campbell, Chamberlain, Clayton, Collier, Dorr, Dornin, Dutton, Dwyer, Greene, Hatch, Hill, Holden, Howard, Hunt of Sacramento, Meredith, Olds, Perrin, Sawyer, Ward, Wiggin, Wilcox, Zuck, and Mr. Speaker—27.

At five o'clock and forty minutes P. M., on motion of Mr. Maholmb, the House adjourned.

IN ASSEMBLY.

HOUSE OF ASSEMBLY, }
Saturday, March 10th, 1866. }

House met pursuant to adjournment.

Speaker in the Chair.

Roll called.

Quorum present.

Journal of yesterday read and approved.

Messrs. Luttrell, Reed, and Sexton, had each indefinite leave of absence, and Mr. Bosquit had two days' leave.

Mr Ayer moved to reconsider the vote whereby was passed Senate bill No 226, an Act to provide for a system of common schools.

Messrs. Zuck, Collier, and Hunt of Santa Clara, demanded the previous question.

Sustained.

Upon the motion of Mr. Ayer, Messrs Holden, Peterson, and Bledsoe, demanded the ayes and noes, and the House refused to reconsider, by the following vote :

AYES—Messrs. Bledsoe, Braly, Brown of Tulare, Chase, Coghlan, Downing, Goodwin, Hansbrow, Hoag, Holden, Long, Mace, Parrish, Peterson, Satterwhite, and Zuck—16.

NOES—Messrs. Anthony, Ayer, Batchelder, Bowman, Brown of Amador, Bugbee, Campbell, Chamberlain, Chappell, Clayton, Collier, Corey, Dorr, Dornin, Dutton, Dwyer, Eagar, Goodall, Greene, Hamlin, Hatch, Hill, Hogle, Hollister, Hopper, Howard, Huestis, Hunt of Santa Clara, Ireland, Lee, Lecch, Lemon, Maholmb, McClelland, Meredith, Murch, Olds, Pattison, Perrin, Sawyer, Sherwood, Singleton, Smith of Butte, Steele, Stewart, Taylor, Tilden, Ward, Wiggin, and Mr. Speaker—50.

Mr. Bugbee moved to reconsider the vote whereby was passed substitute for Assembly bill No. 405, an Act to provide for changing the location of the California institution for the education of the deaf, dumb, and blind.

Messrs Meredith, Smith of Butte, and Dutton, demanded the previous question.

Sustained.

The House refused to reconsider the vote whereby the above bill was passed.

PETITIONS.

Mr. Coghlan presented a petition from B. F. Shepherd, for an amendment to the Constitution of the State in relation to an oath therein prescribed

Referred to the Judiciary Committee.

Mr. Chamberlain presented a petition from residents of San Joaquin County for the passage of the bill for the relief of the sureties on the official bond of M. A. Evans, late defaulting Treasurer of said county.

Made the special order for to-day at twelve o'clock x.

REPORTS.

Mr Hatch made the following report :

MR SPEAKER :—The Committee to whom was referred Senate bill No. 313, an Act amendatory of an Act to amend an Act to provide for the establishment, maintenance, and protection of public roads, approved May sixteenth, eighteen hundred and sixty-one, approved April twenty-seventh, eighteen hundred and sixty-three, having had the same under consideration, report it back, and recommend its passage.

HATCH, for Committee.

Mr. Peterson, from the Committee on Engrossment, made the following report :

Mr. SPEAKER:—The Committee on Engrossment have examined, and found correctly engrossed, substitute for Assembly bill No 122, an Act amendatory of an Act to regulate fees in office in the County of Yuba, approved April twenty-first, eighteen hundred and sixty;

Also, Assembly bill No 206, an Act supplemental to an Act to provide for the construction of a street railroad and tunnel through Russian Hill, in the City and County of San Francisco, approved April twenty-second, eighteen hundred and sixty-three;

Also, Assembly bill No. 211, an Act to authorize Charles C. Butler, Junius G. Foster, their associates and assigns, to construct a wire suspension bridge from the main land to Seal Rock, in the City and County of San Francisco;

Also, substitute for Assembly bill No. 311, an Act relating to the public roads in Lake County;

Also, Assembly bill No 343, an Act to legalize an order of the Board of Supervisors of the City and County of San Francisco, granting the use of certain streets to the Front street, Mission, and Ocean Railroad Company;

Also, Assembly bill No. 394, an Act amendatory of and supplementary to an Act entitled an Act creating the offices of Township Collectors and Assessors in the Counties of El Dorado and Amador, approved April twenty-fifth, eighteen hundred and sixty-two;

Also, substitute for Assembly bill No. 458, an Act to amend an Act entitled an Act to promote the study of anatomy;

Also, Assembly bill No 494, an Act to amend an Act entitled an Act to provide for the payment of the debt of Santa Cruz County, approved April twenty-fourth, eighteen hundred and fifty-seven;

Also, Assembly bill No. 499, an Act for the protection of the City Cemetery of the City of Sacramento, and the approaches thereto.

PETERSON, for Committee.

Mr. Maholmb made the following report:

Mr. SPEAKER:—The Sacramento delegation, to whom was referred substitute for Senate bill No 99, an Act to further define the powers of the Board of Trustees of the City of Sacramento, beg leave to report the same back, with amendment, and recommend its passage as amended.

MAHOLMB, for Delegation.

Mr. Wiggin made the following report:

Mr. SPEAKER:—The San Francisco delegation, to whom was referred Assembly bill No. 422, an Act to authorize the Board of Supervisors of the City and County of San Francisco to modify the grade of certain streets in said city and county, have had the same under consideration, and beg leave to report the bill back, and recommend its passage;

Also, Assembly bill No. 273, and report the bill back, with amendment, and recommend its passage as amended.

WIGGIN, for Delegation.

Mr. Olds made the following report:

Mr. SPEAKER:—The Marin delegation, to whom was referred Assembly bill No. 465, an Act to provide for the construction of a county road in Marin County by the Supervisors of Marin County, would respectfully beg leave to report back the same, and recommend its passage.

OLDS, for Delegation.

On motion of Mr. Peterson, the following resolution was taken up :

Resolved, That Standing Rule Number One of the Assembly be amended by striking out the word "eleven" and inserting the word "ten."

On motion of Mr. Wilson, the resolution was laid on the table.

Mr. Bledsoe offered the following resolution :

Resolved, That the flag of our country, symbolized by stars and stripes, each star a State, each State a sovereignty, and to prevent a sovereignty from representation in Congress is a violation of the Constitution and the teachings of the fathers, that taxation and representation are indispensable requisites of a republican form of government.

Referred to the Committee on Federal Relations.

Mr. Hansbrow had leave to withdraw Assembly bill No 385, an Act to authorize the Board of Supervisors of Sacramento County to allow and audit the claim of Hugh M. La Rue.

Mr. Singleton made the following report :

MR. SPEAKER :—The special committee to whom was referred Assembly bill No 102, an Act supplementary and amendatory to an Act concerning partnerships for mining purposes, approved April fourth, eighteen hundred and sixty-four, having had the same under consideration, respectfully report it back to the Assembly, with amendments, and recommend its passage as amended.

SINGLETON, for Committee.

INTRODUCTION OF BILLS.

Bills were introduced as follows:

By Mr. Howard, for an Act to punish fraud by the sale of adulterated milk.

Read first and second times, and referred to the San Francisco delegation.

By Mr. Brown of Contra Costa, for an Act granting the right to construct and maintain a fish trap or weir in the Straits of Carquinez, in Contra Costa County.

Read first and second times, rules suspended, considered engrossed, read third time and passed.

Mr. Chamberlain gave notice of a motion to reconsider the vote by which the above bill passed.

By Mr. Holden, for an Act to amend an Act entitled an Act to amend an Act entitled an Act to regulate elections, passed March twenty-third, eighteen hundred and fifty, approved April twentieth, eighteen hundred and sixty three.

Read first and second times, and referred to the Committee on Elections.

Also, for an Act granting the right to construct and maintain a toll bridge across the Guallalla River, near its mouth, to the persons therein named.

Read first and second times, and referred to the Committee on Roads and Highways.

By Mr. Coghlan, for an Act to amend an Act entitled an Act amendatory of an Act entitled an Act to define the boundaries and provide for the

organization of Lake County, approved May twentieth, eighteen hundred and sixty-one, approved February twenty-ninth, eighteen hundred and sixty-four.

Read first and second times, and ordered on file.

Also, for an Act to amend an Act entitled an Act to authorize the County Treasurers of Napa, Lake, and Mendocino Counties, to collect and receive certain public moneys as revenue, approved February twenty-ninth, eighteen hundred and sixty-four.

Read first and second times, and referred to the Committee on Ways and Means

Also, for an Act to locate and establish a certain road.

Read first and second times, and referred to the Committee on Roads and Highways.

Also, for an Act to change the name of Virginia F. Thompson to Virginia F. Lawrence.

Read first and second times, and referred to the Judiciary Committee.

Also, for an Act to authorize John Torney, J. B. Frisbie, and Nathan Coombs, to establish and maintain a public ferry across the Straits of Carquinez.

Read first and second times, and referred to the Solano and Contra Costa delegations.

By Mr. Eagar, for an Act to amend an Act fixing the salaries of State officers and clerks, approved May sixth, eighteen hundred and sixty-one.

Read first and second times, and rules suspended.

Mr. Sherwood offered the following amendment: Amend section one by striking out the words "one hundred and fifty," and inserting the words "one hundred and twenty-five"

On motion of Mr. Chappell, the bill was made the special order for next Tuesday at twelve o'clock M., and the usual number of copies were ordered printed.

By Mr. Wilcox, for an Act to amend an Act to regulate proceedings in civil cases.

Read first and second times, and referred to the Judiciary Committee.

By Mr. Eagar, for an Act providing for the removal of the pupils of the State Reform School to the Industrial School Department of the City and County of San Francisco, and provide for the support of the same.

Read first and second times, ordered on file, and the usual number of copies ordered printed.

The hour of twelve o'clock M. having arrived, the House took up the special order of the day, the Governor's veto to Assembly bill No. 184, an Act for the relief of B. W. Bours and others, sureties on the official bond of Mark A. Evans.

The question being, "Shall the bill pass notwithstanding the objections of the Governor?" the roll was called, and the bill was passed, by the following vote:

AYES—Messrs. Anthony, Ayer, Batchelder, Bledsoe, Braly, Brown of Amador, Brown of Contra Costa, Brown of Tulare, Campbell, Chamberlain, Chappell, Chase, Clayton, Coghlan, Collier, Dorr, Downing, Goodall, Goodwin, Greene, Hansbrow, Hatch, Hawkins, Hearst, Hill, Hoag, Holden, Hollister, Hopper, Huestis, Hunt of Sacramento, Ireland, Lee, Leech, Lemon, Long, Lupton, Mace, Maholmb, McClelland, Meredith, Murch, Olds, Parrish, Perrin, Sawyer, Satterwhite, Sherwood, Singleton, Smith of El Dorado, Steele, Stewart, Taylor, Ward, Wilcox, and Mr. Speaker—56.

NOES—Messrs. Corey, Dutton, Dwyer, Howard, Peterson, Smith of Butte, and Tilden—7.

Mr. Hopper introduced a bill for an Act to amend an Act entitled an Act to amend an Act entitled an Act to regulate proceedings in civil cases in Courts of justice in this State, approved April twenty-ninth, eighteen hundred and fifty-one, approved April fourth, eighteen hundred and sixty-four;

Read first and second times, and referred to the Judiciary Committee.

In accordance with instructions, Mr. Hunt of Sacramento, Chairman of the Committee on Claims, made the following report:

MR. SPEAKER:—The Committee on Claims, to whom was referred Assembly bill No. 508, an Act for the relief of H. P. Holmes, have had the same under consideration, and report the same back, and recommend its passage.

HUNT, Chairman.

The rules were suspended, and Assembly bill No. 508, above reported, was considered engrossed, read third time, and passed.

Assembly bill No. 533, an Act to amend an Act fixing the salaries of State officers and Clerks, approved May sixth, eighteen hundred and sixty-one, was then taken up, and further considered.

The amendment offered by Mr. Sherwood was adopted, and the bill was ordered engrossed.

Mr. Coghlan gave notice of a motion to reconsider the above vote by which the bill was ordered engrossed

FURTHER INTRODUCTION OF BILLS.

Bills were further introduced as follows:

By Mr. Long, for an Act to abolish the office of Tax Collector in the County of Tehama, and provide for the collection of taxes therein.

Read first and second times, and referred to the Shasta and Tehama delegations.

Mr. Chappell had leave to report the above bill, when the rules were suspended, and on motion of Mr. Chappell, the bill considered engrossed, read third time, and passed.

By Mr. Corey, for an Act to ratify and confirm a certain ordinance of the City of San José in relation to supplying said city with water.

Read first and second times, and referred to the Santa Clara delegation

By Mr. Olds, for an Act to prevent the destruction of fish in the waters of Bolinas Bay, in Marin County.

Read first and second times, and ordered on file.

GENERAL FILE.

Assembly bill No. 446, an Act to authorize the Controller of State to issue duplicate warrants to John Gierl—ordered engrossed.

Assembly bill No. 345, an Act for the relief of S. F. Doane—considered in Committee of the Whole.

IN ASSEMBLY.

Reported, and ordered engrossed.

Assembly bill No. 179, an Act to authorize the Governor of the State of California to issue duplicate patent for lands to John R. Short—indefinitely postponed

The House refused to indefinitely postpone Assembly bill No. 200, an Act for the relief of Del Norte County, and the bill was then considered in Committee of the Whole.

IN ASSEMBLY.

Reported, passage recommended, rules suspended, bill considered engrossed, read third time, and passed.

Mr. Smith of Butte had leave to withdraw Assembly bill No. 421, an Act to change the name of Elizabeth Chubbuck to Elizabeth Chubbuck Hopkins

Assembly bill No. 435, an Act to change the name of Catharine Black to Miriam Ayers—indefinitely postponed, in accordance with the recommendation of the Judiciary Committee.

Assembly bill No. 445, an Act to change the name of John Rendahl to John Randolph—indefinitely postponed, in accordance with the recommendation of the Judiciary Committee.

Assembly bill No. 433, an Act to change the name of Francis Williams to Francis P. Glass—indefinitely postponed, in accordance with the recommendation of the Judiciary Committee.

Senate bill No. 11, an Act to repeal certain Acts providing for soldiers to vote out of their relative precincts during the rebellion.

Mr. Wilcox moved to refer the bill to the Committee on Elections.

The hour of one o'clock P. M. having arrived, the House took its usual recess.

HOUSE RE-ASSEMBLED.

At two o'clock P. M., the House re-assembled.

Speaker in the Chair.

Roll called.

Quorum present.

Mr. Ireland had indefinite leave of absence.

On motion of Mr. Anthony, the usual number of copies of Assembly bill No. 224, an Act to amend an Act entitled an Act to prohibit barbarous and noisy amusements on the Christian Sabbath, approved March sixteenth, eighteen hundred and fifty-five, was ordered printed.

GENERAL FILE RESUMED.

Senate bill No. 11, an Act to repeal certain Acts providing for soldiers to vote out of their relative precincts during the rebellion—read third time.

Mr. Wilcox moved to place the bill on top of file for Monday next.

The House refused.

On the passage of the bill. Messrs Wilcox, Hopper, and Meredith, demanded the ayes and noes, and the bill was passed, by the following vote:

AYES—Messrs. Batchelder, Bledsoe, Brown of Tulare, Chamberlain, Coghlan, Collier, Corey, Dornin, Hamlin, Hansbrow, Hoag, Holden, Howard, Huestis, Jeech, Lemon, Long, Lupton, Murch, Olds, Parrish, Perrin, Peterson, Satterwhite, Sherwood, Wilcox, and Mr. Speaker—27.

NOES—Messrs. Anthony, Bugbee, Campbell, Dorr, Eagar, Goodwin,

Hatch, Hollister, Hopper, Hunt of Santa Clara, Kidder, Maholmb, Meredith, Pattison, Singleton, Smith of Butte, Smith of El Dorado, Steele, Stewart, Taylor, and Tilden—21.

Mr. Wilcox gave notice of a motion to reconsider the above vote.

Senate bill No. 242, an Act supplementary to an Act relative to publishing in the Counties of Santa Barbara and San Luis Obispo, approved April twenty-seventh, eighteen hundred and fifty-seven—read third time, and passed.

Assembly bill No. 299, an Act to amend an Act entitled an Act concerning corporations, approved April twenty-second, eighteen hundred and fifty—rules suspended, considered engrossed, read third time, and passed.

Assembly bill No. 497, an Act to accept the grant by the United States Government to the State of California of the Yosemite Valley and of the land embracing the Mariposa Big Tree Grove, and to organize the Board of Commissioners, and to fully empower them to carry out the objects of the grant and to fulfil the purposes of the trust—considered in Committee of the Whole.

IN ASSEMBLY.

Reported, and passage recommended, rules suspended, considered engrossed, read third time, and passed.

Assembly bill No. 449, an Act to prevent seduction.

Mr. Holden offered the following amendment: Amend section one by inserting the word "inter" before the word "marry."

Adopted.

Mr. Peterson offered the following amendment: Strike out the last proviso in first section.

Mr. Dorr had leave of absence for one day.

Messrs. Sherwood, Meredith, and Hunt of Santa Clara, demanded the previous question.

Sustained.

The amendment of Mr. Peterson was rejected.

On the engrossment of the bill, Messrs. Wiggin, Taylor, and Wilcox, demanded the ayes and noes, and the bill was ordered engrossed, by the following vote:

AYES—Messrs. Anthony, Ayer, Batchelder, Bledsoe, Bowman, Brown of Tulare, Bugbee, Chamberlain, Collier, Corey, Dornin, Downing, Dwyer, Eagar, Goodwin, Hamlin, Hatch, Hawkins, Holden, Hollister, Hopper, Howard, Huestis, Hunt of Santa Clara, Kidder, Leech, Lemon, Lupton, Maholmb, Meredith, Murch, Olds, Parrish, Pattison, Peterson, Satterwhite, Sherwood, Singleton, Smith of Butte, Smith of El Dorado, Stewart, Taylor, Tilden, Ward, Wiggin, Wilson, Zuck, and Mr. Speaker—48.

NOES—Messrs. Brown of Anador, Campbell, Coghlan, Goodall, Hansbrow, Hoag, Long, Perrin, Sawyer, Steele, and Wilcox—11.

The usual number of copies of the bill was ordered printed.

Mr. Corey, Chairman of the Committee on Enrolment, made the following report:

Mr. SPEAKER:—The Committee on Enrolment have examined, and found correctly enrolled, Assembly bill No. 123, an Act to pay the claim of Peter McGraw;

Also, Assembly bill No. 231, an Act to provide for a railroad within the County of Santa Clara;

Also, Assembly bill No. 293, an Act to extend the time for the completion of the Marysville and Beckwith Pass Turnpike;

Also, Assembly bill No. 281, an Act for the relief of J. C. Kingsley;

Also, Assembly bill No. 308, an Act to amend section first of an Act relating to the First Judicial District, and to fix the time for holding the Courts in the said district, approved April fourth, eighteen hundred and sixty four;

Also, Assembly bill No. 333, an Act to change the boundary line between the Counties of Yuba and Sierra;

Also, Assembly bill No. 376, an Act to provide for the construction and repair of certain roads in Butte County;

And on this day, March tenth, eighteen hundred and sixty-six, delivered the same to the Governor for his approval.

Also, have examined, and found correctly enrolled, Assembly concurrent resolution No. 59, allowing Charles D. Lyman eight dollars per day for services as Clerk of the Insane Asylum Investigating Committee;

And on this day, March tenth, eighteen hundred and sixty-six, deposited the same in the office of the Secretary of State

COREY, Chairman.

GENERAL FILE RESUMED.

Assembly bill No. 477, an Act for the relief of John W. Morris, County Treasurer of Mendocino County—ordered on top of file for Thursday next, on motion of Mr. Holden.

Assembly bill No. 371, an Act for the relief of Thomas Thompson—referred to the Committee on Public Lands, on motion of Mr. Zack.

Substitute for Senate bill No. 191, an Act providing for certain improvements in and near the City of Sacramento—adopted, read third time, and passed.

Assembly bill No. 427, an Act to authorize the Board of City Levee Commissioners of the City of Sacramento to audit a certain account—amendments reported by committee adopted, rules suspended, considered engrossed, read third time, and passed.

Assembly bill No. 378, an Act to provide for the prevention of conflagrations and the protection of property saved from fire in the City of Sacramento—indefinitely postponed.

Assembly bill No. 490, an Act relative to the Board of Supervisors of Amador County, defining their powers and duties—ordered engrossed.

Assembly bill No. 501, an Act to repeal section fifteen of the Act entitled an Act to create the County of Alpine, to define its boundaries and to provide for its organization, and to discharge the debt created by said section.

Mr. Eagar offered a substitute, which, together with the bill, was ordered on file for Monday next.

Assembly bill No. 355, an Act to amend an Act entitled an Act in relation to liens of mechanics and others approved April twenty-sixth, eighteen hundred and sixty-two—recommitted.

Assembly bill No. 245, an Act defining the liabilities of common carriers, and of persons or corporations using steam as a motive power—indefinitely postponed.

Assembly bill No. 437, an Act supplementary to an Act entitled an Act to amend an Act defining the time for commencing civil actions, passed April sixteenth, eighteen hundred and sixty-three, approved February eighteenth, eighteen hundred and sixty-four—referred to the Committee on Mines and Mining Interests.

Mr. Greene had leave to introduce a bill for an Act to amend an Act to re-incorporate the City of Stockton, approved April twenty-first, eighteen hundred and sixty-two.

Read first and second times, rules suspended, considered engrossed, read third time, and passed.

Assembly bill No. 423, an Act to authorize the guardian of the minor children of John K. Osgood, late of the City and County of San Francisco, deceased, to sell and convey their real estate—recommitted.

Assembly bill No. 424, an Act to authorize the guardian of certain minor children to convey their real estate—recommitted.

Assembly bill No. 474, an Act to authorize the trustees of Sophie G. Whitney and others to sell and convey certain real estate—recommitted.

Assembly bill No. 475, an Act to authorize the trustees of Abby T. Whitney and others to sell and convey certain real estate—recommitted.

Assembly bill No. 478, an Act to authorize and empower the executor and executrix of Jean Claude Long, deceased, to sell personal estate—recommitted.

Senate bill No. 178, an Act concerning the laws and decisions of the Supreme Court, distributed to State, county, and township officers—amendments adopted, read third time, and passed.

Substitute for Assembly bill No. 98, an Act for the preservation of the public health in certain cases, and to protect against wilful and malicious injury such public works as may have been constructed for the purpose of supplying any city or town with pure fresh water—read third time, and passed.

Assembly bill No. 239, an Act to amend an Act entitled an Act to legalize and provide for the collection of delinquent taxes in the counties of this State, approved May sixteenth, eighteen hundred and sixty-one—read third time, and passed.

Assembly concurrent resolution No. 45, requesting our delegation in Congress to procure the establishment of a port of entry at Humboldt Bay—adopted.

Assembly bill No. 379, an Act to authorize E. J. Stephens to construct a chute and moorings at Ferguson's Landing, and collect tolls for the use thereof—rules suspended, considered engrossed, read third time, and passed, and title amended.

Senate bill No. 20, an Act to grant the right to construct a bridge across the Novo River, near its mouth—read third time, and passed.

Senate bill No. 270, an Act to amend an Act entitled an Act to improve the navigation of the Mokelumne River—read third time, and passed.

Assembly bill No. 203, an Act supplemental to an Act entitled an Act concerning the Harbormaster of San Francisco—committee amendment adopted, ordered engrossed, rules suspended, considered engrossed, read third time, and passed.

Assembly bill No. 195, an Act for the relief of the sureties upon the official bond of John Ferrell, County Treasurer of Solano County—rules suspended, considered engrossed, read third time, and passed.

Senate bill No. 284, an Act to appropriate money to pay the claim of A. R. Jackson—considered in Committee of the Whole.

IN ASSEMBLY.

Reported, read third time, and passed.

Assembly bill No. 223, an Act to pay the claim of J. G. Overshiner—considered in Committee of the Whole.

IN ASSEMBLY.

Reported, and passage recommended, rules suspended, considered engrossed, read third time, and passed.

Assembly bill No. 36, an Act to appropriate money to pay the claim of John Valentine—indeinitely postponed.

Assembly bill No. 323, an Act to appropriate money to pay the claim of Owen Curran—indeinitely postponed.

Assembly bill No. 267, an Act making an appropriation for the payment of the claim of John H. Hammond for money advanced in behalf of the State—recommitted.

Assembly bill No. 81, an Act to audit and allow the claim of M. Woods or his assigns—recommitted.

Assembly bill No. 32, an Act to audit and pay the claim of J. H. Sullivan—recommitted.

Assembly bill No. 396, an Act for the relief of A. M. Hayden—recommitted

Senate bill No. 156, an Act concerning the libraries of Federal and State Judges—read third time, and passed.

Assembly bill No. 246, an Act to amend an Act entitled an Act to establish a standard of weights and measures, approved April fourth, eighteen hundred and sixty-one—rules suspended, considered engrossed, read third time, and passed.

Assembly bill No. 137, an Act supplementary to an Act entitled an Act for a street railroad within the City and County of San Francisco, and other matters relating thereto—substitute adopted, rules suspended, considered engrossed, read third time, and passed

Assembly bill No. 353, an Act concerning State school poll taxes, and supplementary to and amendatory of an Act entitled an Act to provide revenue for the support of the government of this State, approved May seventeenth, eighteen hundred and sixty-one—substitute adopted, and ordered engrossed.

Senate bill No. 268, an Act to repeal an Act to provide for the collection of delinquent taxes in the County of Butte, approved April fifth, eighteen hundred and sixty-one—read third time, and passed.

Mr. Greene offered a concurrent resolution relating to the withdrawal of Assembly bill No. 401, an Act to amend an Act to re-incorporate the City of Stockton.

Adopted.

GENERAL FILE RESUMED.

Assembly concurrent resolution No. 34, memorial to Congress and concurrent resolution relating to granting United States bonds in lieu of certain lands to the Central Pacific Railroad Company.

Mr. Sherwood moved to indefinitely postpone the resolution.

At four o'clock and twenty minutes P. M., Mr. Long moved to adjourn. The House refused.

On motion of Mr. Sawyer, the resolutions were ordered to be returned to the file.

Assembly bill No 521, an Act to fix the compensation of officers in Monterey County, and make the County Clerk ex officio Recorder—rules suspended, considered engrossed, read third time, and passed.

At four o'clock and twenty-five minutes P. M., on motion of Mr. Meredith, the House adjourned.

IN ASSEMBLY.

HOUSE OF ASSEMBLY.

Monday, March 12th, 1866. }

House met pursuant to adjournment.

Speaker in the Chair.

Roll called.

Quorum present.

Prayer by the Reverend Mr. Ames of San Francisco.

Journal of Saturday last read and approved.

Messrs Braly, Chappell, McClelland, Clayton, Dutton, and Hearst, had each one day's leave of absence.

Mr Luttrell had leave to have his vote recorded in the negative on the passage of Senate bill No. 226, an Act to provide for a system of common schools.

PETITIONS.

Petitions were presented as follows:

Mr. Luttrell presented a petition from citizens of Siskiyou County for the passage of an Act to submit the question of the removal of the county seat of said county to the electors thereof.

Referred to the Siskiyou delegation.

Mr. Hopper presented a petition from twelve hundred of the citizens of a portion of Sacramento, Placer, and El Dorado Counties, for the passage of a law to create the County of Granite.

REPORTS.

Mr Kidder, Chairman of the Committee on Internal Improvements, made the following report:

MR. SPEAKER:—The Committee on Internal Improvements, to whom was referred Assembly bill No. 476, an Act to authorize W. G. Hunt, L. M. Curtis, and others, to construct a lock in Cache Creek, at or near the outlet of Clear Lake, in Lake County, have had the same under consideration, and report the same back, and recommend its passage.

KIDDER, Chairman.

Mr. Hatch made the following report:

MR. SPEAKER:—The committee to whom was referred Assembly bill No 257, an Act to allow Isaac E. Davis, Henry Cowell, and their associates or assigns, to construct and maintain a toll road in the County of Santa Cruz, have considered the same, and report it back, without recommendation.

HATCH, for Committee.

Mr. Anthony had leave to withdraw Assembly bill No. 257, above reported.

Mr. Dornin, from the Committee on Enrolment, made the following report :

MR. SPEAKER:—The Committee on Enrolment have carefully examined, and found correctly enrolled, Assembly bill No. 132, an Act concerning District Court Reporters ;

And on the tenth day of March, at four o'clock P. M., presented the same to the Governor for his approval.

DORNIN, for Committee.

Mr. Singleton, from the Committee on Engrossment, made the following report :

MR. SPEAKER:—The Committee on Engrossment have examined, and found correctly engrossed, Assembly bill No. 324, an Act appropriating money to purchase the California Supreme Court Reports ;

Also, substitute for Assembly bill No. 430, an Act to incorporate the Town of Meadow Lake ;

Also, Assembly bill No. 444, an Act authorizing H. H. Smith and others to construct and maintain a turnpike road from Cave Valley to a point on the line of the Central Pacific Railroad at or near Auburn Station ;

Also, Assembly bill No. 492, an Act to authorize the Board of Supervisors of Plumas County to appropriate certain moneys to the relief of William J. Bradford ;

Also, Assembly bill No. 506, an Act relating to the publication of tax summons and executions in the County of Yuba ;

Also, Assembly bill No. 493, an Act to amend an Act entitled an Act to create the County of Lassen, to define its boundaries and to provide for its organization, approved April first, eighteen hundred and sixty-four ;

Also, Assembly concurrent resolution No. 60, allowing J. J. Rogers mileage as witness before the Insane Asylum Investigating Committee.

SINGLETON, for Committee.

Mr. Smith of El Dorado, Chairman of the Committee on Mines and Mining Interests, made the following report :

MR. SPEAKER:—The Committee on Mines and Mining Interests, having had under consideration Assembly bill No. 498, an Act to determine the measure of running water sold by the inch, report the same back, with a substitute, and recommend the adoption of the substitute ;

Also, Assembly bill No. 437, an Act defining the time for commencing civil actions, report the same back, and recommend its passage.

SMITH, Chairman.

Mr. Brown of Tulare made the following report :

MR. SPEAKER:—The Tulare delegation, to whom was referred Senate bill No. 278, an Act concerning the County Clerk, Recorder, and County Auditor of Tulare County, have had the same under consideration, beg leave to report it back to the House, and recommend its passage.

BROWN, for Delegation.

Mr. Brown of Tulare also made the following report :

MR. SPEAKER :—The Tulare delegation having had under consideration Senate bill No. 289, an Act to amend an Act entitled an Act to create a Board of Commissioners in the County of Tulare, to define their powers and duties, and to appropriate money for the purposes thereof, approved March fifteenth, eighteen hundred and sixty-four, beg leave to report the same back, and recommend its passage ;

Also, Senate bill No. 288, an Act to amend an Act entitled an Act to create a Board of Water Commissioners in Tulare County, and to define their powers and duties approved April fourth, eighteen hundred and sixty-four, report the same back, and recommend its passage.

BROWN, for Delegation.

Mr. Corey made the following report :

MR. SPEAKER :—The Santa Clara delegation, to whom was referred Assembly bill No. 538, an Act to ratify and confirm a certain ordinance of the City of San José in relation to supplying the City of San José with water, have had the same under consideration, report it back, and recommend its passage.

COREY, for Delegation.

MESSAGES FROM THE GOVERNOR

The following messages were received from the Governor :

STATE OF CALIFORNIA, EXECUTIVE DEPARTMENT, }
Sacramento, March 10th, 1866 }

To the Assembly of the State of California :

I have to inform your honorable body that I have approved Assembly bill No. 289, an Act to regulate fees in office of the Sheriff, also providing for additional deputies for the County Recorder in Nevada County ;

Also, Assembly bill No. 285, an Act to authorize the Board of Supervisors of Santa Cruz County to issue and sell bonds of said county, and to provide for the payment of the same, and other matters relating to the revenue of said county ;

Also, Assembly bill No. 25, an Act to authorize the Treasurer of Santa Cruz County to collect the taxes of said county, and relating to the salary of said Treasurer ;

Also, Assembly bill No. 47, an Act to provide for the collection of information relating to the agricultural and other industrial pursuits of this State ;

Also, Assembly bill No. 300, an Act making the office of County Assessor of Merced County a salaried office.

Also, Assembly bill No. 377, an Act to create an Interest and Sinking Fund for Klamath County ;

Also, Assembly bill No. 409, an Act fixing the compensation of the Sheriff of the County of Stanislaus, and to provide for the payment of the same ;

Also, Assembly bill No. 304, an Act to fix the terms of the County Court and Probate Court of the County of Sonoma ;

Also, Assembly bill No. 146, an Act making appropriations for deficiencies in the appropriations made for the fifteenth, sixteenth, and seventeenth fiscal years, ending on the thirtieth day of June, eighteen hundred and sixty-six ;

Also, Assembly bill No 335, an Act to establish a Police Court in the City of Oakland, and define its jurisdiction, duties, and fees of Court and its officers;

Also, Assembly bill No 359, an Act to provide pay for trial jurors and witnesses in criminal cases in Humboldt County;

Also, Assembly bill No 328, an Act to provide for fencing the plot of ground occupied as a State burial ground.

FRED'K F. LOW,
Governor.

Mr. Parrish offered a concurrent resolution relating to the establishment of a daily mail from Los Angeles City to San Juan, Monterey County, via Santa Barbara and San Luis Obispo.

Read first and second times, and ordered on file.

Mr. Howard had leave to introduce a substitute for Assembly bill No. 411, an Act to organize and regulate townships in San Mateo County, and to define the respective powers, duties, and compensation of county and township officers in certain cases.

Read first and second times, substitute adopted, rules suspended, considered engrossed, read third time, and passed, and, under a suspension of Rule Number Thirty-Two, the Clerk was directed to immediately transmit the bill to the Senate.

Mr. Hunt of Santa Clara offered a concurrent resolution relating to the California volunteers.

Read first and second times, ordered on file, and the usual number of copies ordered printed.

Mr. Holden offered a concurrent resolution relating to granting the right of way over the public domain to canal and ditch companies, and the use of adjoining land.

Mr. Pattison moved to refer the resolution to the Committee on Mines and Mining Interests.

The House refused.

The resolution was ordered on file.

Mr. Eagar offered the following resolution:

Resolved, That a special committee of three be appointed to examine and report on the condition of the Assembly records of the present session, and report also the most economical method to provide in future for necessary clerical force.

Rejected.

Mr. Huestis offered a resolution instructing the Judiciary Committee to report upon the several bills proposing changes in the Constitution.

On motion of Mr. Holden, the resolution was laid on the table.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

SENATE CHAMBER,
March 12th, 1866 }

MR. SPEAKER:—The Senate, on the eighth instant, passed Senate bill No. 63, an Act granting certain privileges to the North Beach and Mission Railroad Company;

Also, passed Senate bill No 282, an Act supplementary to the various Acts imposing and regulating stamp duties in this State;

Also, on the tenth instant, passed substitute for Senate bill No 216, an Act to amend an Act entitled an Act to provide revenue for the support of the government of this State, approved May seventeenth, eighteen hundred and sixty-one, and to repeal certain provisions of the revenue Acts of this State;

Also, passed Senate bill No. 165, an Act to amend an Act entitled an Act to regulate proceedings in civil cases in the Courts of justice of this State, passed April twenty-ninth, eighteen hundred and fifty-one;

Also, passed Assembly bill No. 149, an Act to define and establish the width of East street between Market and Clay streets, in the City and County of San Francisco;

Also, passed Assembly bill No. 166, an Act to authorize Theodore A. Linn, Joseph F. Montgomery, A. A. Hadley, and John Ray, together with those whom they may associate with them, to construct and maintain a turnpike road from Upper Mattole Valley to Shelter Cove, in Humboldt County, and to charge and collect toll thereon, with amendments, and respectfully ask the concurrence of the Assembly in the amendments;

Also, passed Assembly bill No. 220, an Act to confirm a certain contract for the sale of stock held by the County of Santa Clara in the San Francisco and San José Railroad Company, and to give effect to the same;

Also, passed Assembly bill No 258, an Act amendatory of and supplementary to an Act entitled an Act for the preservation of seals, or sea lions, at and near the entrance to the Harbor of San Francisco, approved April eighteenth, eighteen hundred and sixty-three;

Also, passed Assembly bill No. 404, an Act to fix the compensation of the Board of Supervisors of Sutter County, with amendment, and respectfully ask the concurrence of the Assembly in the amendment;

Also, Senate refused to recede from third amendment to Senate substitute for Assembly bill No 19, an Act to protect agriculture, and to prevent the trespassing of animals upon private property;

Also, refused to recede from Senate amendments to Assembly bill No. 189, on Act amendatory of an Act to limit the hours of labor, approved May seventeenth, eighteen hundred and fifty-three.

CHAS. W. GORDON,

Assistant Secretary.

CONSIDERATION OF SENATE MESSAGE.

Senate bill No. 63, above reported, read first and second times, rules suspended, read third time, and passed.

Senate bill No 282, above reported, read first and second times, and referred to the Committee on Ways and Means

Senate bill No. 216, above reported, read first and second times, and referred to the Committee on Ways and Means.

Senate bill No. 165, above reported, read first and second times, and referred to the Judiciary Committee

The House concurred in Senate amendments to Assembly bill No. 166, above reported

The House concurred in Senate amendments to Assembly bill No 404, above reported.

Mr Brown of Contra Costa, Chairman of the Judiciary Committee, made the following report:

Mr. SPEAKER:—The Judiciary Committee, to whom was referred Assembly bill No. 438, an Act to change the name of the Pacific Accumulation Loan Company, have had the same under consideration, and respectfully report said bill back to the Assembly, with a substitute, and recommend the passage of the substitute.

BROWN, Chairman.

The substitute for Assembly bill No. 438, above reported, was adopted, rules suspended, considered engrossed, read third time, and passed.

Mr. Brown of Contra Costa made a further report from the Judiciary Committee in relation to the constitutional question of the per diem of the members of this House, together with a resolution on the same subject.

Temporarily laid over.

On motion of Mr. Chamberlain, the usual number of copies of the above mentioned report was ordered printed.

NOTICES OF BILLS.

Notices of the introduction of bills were given as follows:

By Mr. Batchelder, for an Act to provide for the correction of defective assessment rolls in the County of Yuba;

Also, for an Act amendatory of an Act in relation to suits brought for the collection of delinquent taxes, approved May twelfth, eighteen hundred and sixty-two.

INTRODUCTION OF BILLS.

Bills were introduced as follows:

By Mr. Kidder, by request, for an Act to amend an Act entitled an Act creating the office of Township Collectors and Assessors in the Counties of El Dorado and Amador, approved April twenty-fifth, eighteen hundred and sixty-two, and an Act amendatory thereof, approved April fourth, eighteen hundred and sixty-four

Read first and second times, and referred to the El Dorado delegation.

By Mr. Chamberlain, for an Act to amend an Act entitled an Act to provide for the issuance of patents to lands located with State school land warrants, and for lands purchased under the Act of April twenty-third, eighteen hundred and fifty-eight, approved April sixteenth, eighteen hundred and fifty-nine.

Read first and second times, and referred to the Committee on Public Lands.

By Mr. Luttrell, for an Act to regulate fees in office of the County Assessor, County Treasurer, and Tax Collector, in the County of Siskiyou, and to more fully define their duties.

Read first and second times, rules suspended, considered engrossed, read third time, and passed.

By Mr. Lemon by request, for an Act to authorize and require the Board of Supervisors of Solano County to pay certain claims.

Read first and second times, and referred to the Committee on Claims.

By Mr. Long, for an Act to regulate the salaries and compensation of certain officers in the County of Tehama.

Read first and second times, rules suspended, considered engrossed, read third time, and passed.

By Mr. Wiggin, for an Act to amend an Act entitled an Act to pro-

vide for the formation of corporations for the accumulation and investment of funds and savings, approved April eleventh, eighteen hundred and sixty-two, and all Acts amendatory thereof and supplementary thereto.

Read first and second times, and referred to the Committee on Corporations.

By Mr. Murch, for an Act for the relief of T. M. Brown.

Read first and second times, and referred to the Committee on Claims.

By Mr. Bowman, for an Act to change the time for holding municipal elections in the City and County of San Francisco, and to define the official terms of certain officers therein mentioned.

Read first and second times, and referred to the San Francisco delegation.

By Mr. Taylor, for an Act to amend an Act entitled an Act to re-incorporate the City of Placerville and extend the limits thereof, approved April sixth, eighteen hundred and sixty-three.

Read first and second times, and referred to the El Dorado delegation.

By Mr. Smith of El Dorado, for an Act to amend an Act entitled an Act to regulate proceedings in civil cases in the Courts of justice of this State, approved April twenty-ninth, eighteen hundred and fifty-one.

Read first and second times, and referred to the Judiciary Committee.

By Mr. Hopper, for an Act to create the County of Granite, to define its boundaries and to provide for its organization.

Read first and second times, and referred to the Committee on Counties and County Boundaries.

GENERAL FILE.

Assembly bill No. 206, an Act supplemental to an Act to provide for the construction of a street railroad and tunnel through Russian Hill, in the City and County of San Francisco, approved April twenty-second, eighteen hundred and sixty-three—read third time, and passed.

Senate bill No. 313, an Act amendatory of an Act to amend an Act to provide for the establishment, maintenance, and protection of public roads, approved May sixteenth, eighteen hundred and sixty-one, approved April twenty-seventh, eighteen hundred and sixty-three—read third time, and passed.

Substitute for Senate bill No. 99, an Act to further define the powers of the Board of Trustees of the City of Sacramento—amendment adopted, read third time, and passed.

Assembly bill No. 422, an Act to authorize and empower the Board of Supervisors of the City and County of San Francisco to modify the grade of streets in said city and county—ordered engrossed.

Assembly bill No. 273, an Act to amend an Act entitled an Act amendatory of Article IV of an Act entitled an Act to repeal the several charters of the City and County of San Francisco, to establish the boundaries of the City and County of San Francisco, and to consolidate the government thereof, approved April nineteenth, eighteen hundred and fifty-six, repealing sections thirty-six to sixty-four inclusive, and Acts and parts of Acts amendatory and supplementary thereof, and substituting this Act for said Article IV, approved April twenty-fifth, eighteen hundred and sixty-two—on motion of Mr. Dwyer, ordered on top of the file for to-morrow.

Assembly bill No. 465, an Act to provide for the construction of a county road in Marin County by the Supervisors of Marin County—rules suspended, considered engrossed, read third time, and passed.

Substitute for Assembly bill No. 102, an Act entitled an Act concerning partnerships for mining purposes—adopted.

Mr. Lee moved to suspend the rule relating to the daily recess.

Objection being made, and the hour of one o'clock P. M. having arrived, the House took its usual recess.

HOUSE RE-ASSEMBLED.

At two o'clock P. M., the House re-assembled.

Speaker in the Chair.

Roll called.

Quorum present.

GENERAL FILE RESUMED

The rules were suspended, and substitute for Assembly bill No. 102, an Act entitled an Act concerning partnerships for mining purposes, was considered engrossed, read third time, and passed.

Assembly bill No. 528, an Act to amend an Act entitled an Act amendatory of an Act entitled an Act to define the boundaries and provide for the organization of Lake County, approved May twentieth, eighteen hundred and sixty-one, approved February twenty-ninth, eighteen hundred and sixty-four—ordered engrossed.

Assembly bill No. 535, an Act providing for the removal of the pupils of the State Reform School to the Industrial School Department of the City and County of San Francisco, and provide for the support of the same—made the special order for next Friday at twelve o'clock M.

Assembly bill No. 539, an Act to prevent the destruction of fish in the waters of Bolinas Bay, in Marin County—rules suspended, considered engrossed, read third time, and passed.

Substitute for Assembly bill No. 501, an Act to repeal section fifteen of the Act entitled an Act to create the County of Alpine, to define its boundaries and to provide for its organization, and to discharge the debt created by said section—adopted, rules suspended, considered engrossed, read third time, and passed.

On motion of Mr. Long, the following resolution offered by Mr. Brown of Contra Costa, was taken up, and adopted:

Resolved, That it is the opinion of the Assembly that the law passed April fourth, eighteen hundred and sixty-four, relating to the per diem and mileage of members of the Legislature, is in full force and effect, and that the members of the Assembly are each entitled to receive ten dollars per day during the whole session of the Legislature, and that the Controller of State be and he is hereby authorized and required to draw his warrants upon the Treasurer in favor of each and every member of the Assembly therefor.

Mr. Hansbrow offered the following resolution:

WHEREAS, The Assembly having refused to concur in Senate amendment to the Eight Hour Law, therefore

Resolved, That a committee of three be appointed by the Speaker, to act with a like number to be appointed by the Senate, as a Committee of Free Conference, and that the Senate be notified of the action of this House and ask their concurrence in the same.

Adopted.

The Speaker, in accordance with the above resolution, appointed Messrs. Hansbrow, Chamberlain, and Wilcox, such Committee of Free Conference.

Mr. Coghlan moved to reconsider the vote whereby was ordered engrossed Assembly bill No 533, an Act to amend an Act fixing the salaries of State officers and Clerks, approved May sixth, eighteen hundred and sixty-one.

Whereupon, Mr. Eagar had leave to withdraw the bill.

At two o'clock and fifteen minutes P. M., on motion of Mr. Perrin, the House adjourned.

IN ASSEMBLY.

HOUSE OF ASSEMBLY,
Tuesday, March 13th, 1866. }

House met pursuant to adjournment.

Speaker in the Chair.

Roll called.

Quorum present.

Prayer by the Chaplain

Journal of yesterday read and approved.

Mr. Holden had leave of absence for one day.

REPORTS.

Mr. Brown of Contra Costa, Chairman of the Judiciary Committee, made the following report :

MR. SPEAKER:—The Judiciary Committee, to whom was referred Assembly bill No. 370, an Act amendatory of and supplementary to an Act entitled an Act to provide for the sale of certain lands belonging to the State, approved April twenty-seventh, eighteen hundred and sixty-three, have had the same under consideration, and respectfully report it back to the Assembly, with an amendment, and recommend its passage as amended ;

Also, Senate bill No 204, an Act to repeal section sixteen of an Act entitled an Act amendatory of and supplementary to an Act entitled an Act to regulate proceedings in criminal cases, passed May first, eighteen hundred and fifty-one, passed April twenty second, eighteen hundred and fifty-eight, and recommend its passage ;

Also, Senate bill No. 252, an Act to amend an Act entitled an Act concerning wills, passed April tenth, eighteen hundred and fifty, and recommend its passage ;

Also, Senate bill No. 77, an Act to provide for the preservation of the Spanish archives, title papers of land claims and records relating thereto, in the custody of the United States Surveyor-General for California, and report it back, with an amendment, and recommend its passage as amended ;

Also, Assembly bill No. 518, an Act to amend an Act entitled an Act prescribing the mode of maintaining possessory actions on public lands

in this State, approved April twentieth, eighteen hundred and fifty-two, and of all Acts amendatory thereof, and recommend its passage;

Also, Assembly bill No. 460, an Act to amend an Act concerning crimes and punishments, passed April sixteenth, eighteen hundred and fifty, amended March eighteenth, A. D. eighteen hundred and sixty-three, and report it back with an amendment, and recommend its passage;

Also, Assembly bill No. 443, an Act to amend an Act entitled an Act concerning crimes and punishments, passed April sixteenth, eighteen hundred and fifty, amended March eighteenth, eighteen hundred and sixty-three, and recommend that it do not pass, for the reason that the main features of this bill are the same as those in Assembly bill No. 460, the passage of which is recommended;

Also, Assembly bill No. 318, an Act to amend an Act entitled an Act to provide for the annulling of certificates of purchase of lands sold on a credit and declared forfeited for the non-payment of interest or principal, and for the relief of purchasers of swamp and overflowed lands, approved April ninth, eighteen hundred and sixty-one, and report it back, with a substitute, and recommend the passage of the substitute;

Also, Senate bill No. 233, an Act to provide for the summary sale of mines or mining interests belonging to the estates of deceased persons, and recommend its passage.

BROWN, Chairman.

Mr. Corey, Chairman of the Committee on Enrolment, made the following report:

Mr. SPEAKER:—The Committee on Enrolment have examined, and found correctly enrolled, Assembly bill No. 129, an Act to amend an Act entitled an Act to divide the State into Congressional Districts, and fix the time to elect Representatives to Congress;

Also, Assembly bill No. 270, an Act supplementary to an Act entitled an Act to provide for the appointment of Notaries Public, and defining their duties;

Also, Assembly bill No. 361, an Act to provide for the payment of certain floating claims against the County of Santa Barbara;

Also, Assembly bill No. 382, an Act to regulate the fees and percentage of the Tax Collector in Humboldt County;

And on Monday, the twelfth day of March, eighteen hundred and sixty-six, presented the same to the Governor for his approval.

COREY, Chairman.

Mr. Hunt of Santa Clara made the following report:

Mr. SPEAKER:—The Santa Clara delegation, to whom was referred Senate bill No. 207, an Act to regulate artesian wells in Santa Clara County, would most respectfully beg leave to report back the same, and recommend its passage.

HUNT, for Delegation.

Mr. Batchelder, from the Committee on Claims, made the following report:

Mr. SPEAKER:—The Committee on Claims have had under consideration Assembly bill No. 81, an Act to audit and allow the claim of M. Woods, or his assigns, and report the same back, recommending its indefinite postponement;

Also, Assembly bill No. 544, an Act to authorize and require the Board of Supervisors of Solano County to pay certain claims, and report it back, recommending its passage.

BATCHELDER, for Committee.

Mr. Wilcox, Chairman of the Committee on Corporations, made the following report :

Mr. SPEAKER :—The Committee on Corporations have had under consideration Assembly bill No. 274, an Act concerning corporations, and report it back, and recommend its passage ;

Also, Senate bill No. 280, an Act to provide for the construction of a telegraph line in and through the State of California, between the City of San José and San Bernardino, and report it back, and recommend its passage ;

Also, Senate bill No. 135, an Act to amend an Act entitled an Act to provide for the incorporation of railroad companies, and the management thereof, and report it back, and recommend its passage ;

Also, Assembly bill No. 354, an Act requiring fire insurance companies and associations to mark their insured buildings, and report it back, and recommend that it do not pass ;

Also, Senate bill No. 161, an Act to provide for the construction of a canal for irrigating certain lands between the Mokelumne and Calaveras Rivers, in San Joaquin County, have amended the same, report it back, and recommend its passage as amended.

WILCOX, Chairman.

Mr. Sherwood made a report from the special committee on the State Reform School at Marysville, which, on motion of Mr. Eagar, was ordered printed.

Mr. Bosquit made the following report :

Mr. SPEAKER :—The Placer delegation, to whom was referred Assembly bill No. 515, an Act supplementary to and amendatory of an Act entitled an Act to authorize the County of Placer to subscribe to the capital stock of the Central Pacific Railroad Company of California, and to provide for the payment of the same, and other matters relating thereto, have had the same under consideration, and report it back, and recommend its passage.

BOSQUIT, for Delegation.

The rules were suspended, and Assembly bill No. 515, above reported, was considered engrossed, read third time, and passed.

Mr. Sherwood presented the following report from the Sergeant-at-Arms, made in compliance with the resolution adopted February twenty-first :

Mr. SPEAKER :—In compliance with the resolution adopted in the Assembly February twenty-first, eighteen hundred and sixty-six, I beg leave to make the following report of the furniture and fixtures in the several rooms occupied by the standing and special committees :

Room of Committee on Claims.—One carpet, one stove, one table, one desk, one washstand, one washbowl, one pail, one coal scuttle, thirteen chairs, two pitchers, three spittoons, and one looking glass.

Room of Committee on Federal Relations—One table, one desk, one washstand, one washbowl and pitcher, three spittoons, and twelve chairs.

Rooms of Committee on Agriculture—Each one table, one washbowl, one washstand, one pitcher, one coal scuttle, and six chairs.

Room of Committee on Ways and Means—One table, one desk, one washstand, one washbowl, one looking glass, one pail, one coal scuttle, one eyelet punch, two pitchers, three spittoons, and twelve chairs.

Room of Judiciary Committee—One carpet, one stove, one desk, one washstand, one washbowl, one looking glass, one pail, one coal scuttle, one feather duster, two tables, twenty-four chairs, seven spittoons, and two pitchers.

Rooms of Enrolling Clerks.—Each one carpet, one stove, one desk, one stool, one washstand, one bowl, two pitchers, one looking glass, one pail, one coal scuttle, one feather duster, two tables, and three spittoons.

Rooms of Engrossing Clerks.—Each one carpet, one stove, one desk, one washstand, one pitcher and bowl, one looking glass, one feather duster, one coal scuttle, two tables, six chairs, and two spittoons.

BENJAMIN DORE,
Sergeant-at-Arms of Assembly.

Mr. Pattison made the following report:

Mr. SPEAKER:—The Nevada and Placer delegation, to whom was referred Assembly bill No. 114, report the same back, with a substitute, and recommend the passage of the substitute

PATTISON, for Delegation.

Mr. Sherwood offered the following resolutions:

Resolved, That the Sergeant-at-Arms be directed to collect the furniture and fixtures of the committee rooms of the Assembly as per invoice furnished, and deliver the same to the Secretary of State as soon as may be after the adjournment of the Legislature, and take the Secretary's receipt for the same, for which service the Sergeant-at-Arms shall be allowed the sum of forty dollars.

Resolved, That the Controller of State be and he is hereby authorized and required to draw his warrant upon the Contingent Fund of the Assembly in favor of Benjamin Dore for forty dollars, the same to be delivered on compliance with the requirements of the above resolution.

Adopted.

Mr. Wilcox offered a concurrent resolution relating to a joint convention of the Legislature on the fourteenth instant.

Adopted.

Mr. Hill offered a concurrent resolution granting leave of absence to José Maria Loureyro for six months.

Adopted.

Mr. Peterson gave notice that he would introduce a bill for an Act more clearly defining the boundaries of Los Angeles County.

INTRODUCTION OF BILLS.

Bills were introduced as follows:

By Mr. Eagar, for an Act to establish and maintain public pounds for the better securing of estrays and other stock in the County of Alameda.

Read first and second times, and referred to the Alameda delegation.

Also, for an Act to amend an Act entitled an Act concerning roads and highways in the County of Alameda, approved March twenty-fourth, eighteen hundred and sixty-two.

Read first and second times, and referred to the Alameda delegation.

Also, for an Act to amend an Act entitled an Act concerning roads and highways in the County of Alameda, approved March twenty-fourth, eighteen hundred and sixty-two.

Read first and second times, and referred to the Alameda delegation.

By Mr. Leech, for an Act fixing the compensation of the District Attorney of Nevada County.

Read first and second times, and referred to the Nevada delegation.

By Mr. Ayer, for an Act to amend an Act of April fourth, eighteen hundred and sixty-four, entitled an Act in relation to proceedings in certain suits.

Read first and second times, and referred to the Committee on Ways and Means.

By Mr. Sexton, for an Act amendatory of and supplementary to an Act entitled an Act for the better protection of the Treasury of the County of Placer, approved April sixth, one thousand eight hundred and sixty-three.

Read first and second times, and referred to the Placer delegation.

By Mr. Wilson, for an Act amendatory of an Act to amend an Act entitled an Act to regulate proceedings in civil cases in Courts of justice in this State, approved April twenty-ninth, eighteen hundred and fifty-one.

Read first and second times, and referred to the Judiciary Committee.

By Mr. Hill, for an Act to legalize the acts and proceedings of the trustees of the Town of Santa Barbara.

Read first and second times, and ordered on file.

By Mr. Hunt of Santa Clara, for an Act to facilitate the detection of cattle thieves in certain counties of this State.

Read first and second times, and referred to the Committee on Agriculture.

By Mr. Mace, for an Act to authorize J. Henry Wood and A. N. Wood, with their associates and assigns, to construct and maintain a turnpike road in the County of Fresno.

Read first and second times, and ordered on file.

By Mr. Sherwood, for an Act to provide for the care and sale of the furniture and fixtures of the legislative committee rooms.

Read first and second times, and ordered on file.

By Mr. McClelland, for an Act to authorize the Exempt Fire Company of San Francisco to receive and manage the San Francisco Fire Department Charitable Fund, and to receive from the City and County of San Francisco a house and lot for its use.

Read first and second times, and referred to the San Francisco delegation.

Mr Hogle, from the Committee on Engrossment, made the following report:

MR. SPEAKER:—The Committee on Engrossment have examined, and found correctly engrossed, Assembly bill No. 511, an Act to amend an Act entitled an Act to authorize the issue of bonds by the County of

Santa Clara to erect county buildings, and confirm the purchase of the site selected therefor, approved March first, eighteen hundred and sixty-six;

Also, Assembly bill No. 517, an Act to confer certain powers on the Board of Supervisors of the County of San Joaquin;

Also, Assembly bill No. 503, an Act to amend an Act entitled an Act to revise and amend an Act entitled an Act to incorporate the Town of Grass Valley, approved April fifteenth, eighteen hundred and sixty-one, approved February sixth, eighteen hundred and sixty-four;

Also, Assembly bill No. 369, an Act to submit the question of the removal of the county seat of Fresno County to the qualified voters thereof.

HOGLE, for Committee.

On motion of Mr. Wilcox, the usual number of copies was ordered printed of Assembly bill No. 486, an Act to provide for the incorporation of life, health, accidents, and fidelity of trust insurance companies, and in relation to agencies of such companies.

GENERAL FILE.

Assembly bill No. 273, an Act to amend an Act entitled an Act amendatory of Article IV of an Act entitled an Act to repeal the several charters of the City and County of San Francisco, to establish the boundaries of the City and County of San Francisco, and to consolidate the government thereof, approved April nineteenth, eighteen hundred and fifty-six, repealing sections thirty-six to sixty-four inclusive, and Acts and parts of Acts amendatory and supplementary thereof, and substituting this Act for said Article IV, approved April twenty-fifth, eighteen hundred and sixty-two—committee amendments adopted, rules suspended, considered engrossed, read third time, and passed

Mr. Pattison offered the following resolution:

Resolved, As soon as the Sergeant-at-Arms delivers the furniture to the Secretary of State in accordance with the resolution of Mr. Sherwood of this day, the Secretary of State is hereby authorized and required to deliver to the State Librarian, for the use of the State Library, three dozen chairs from the committee rooms, including the two revolving chairs from the room of the Committee on Claims; also, three tables from the committee rooms, such as the Librarian may select, and take the Librarian's receipt therefor.

Adopted.

Mr. Howard, Chairman of the Committee on Public Lands, by leave, made the following report:

MR. SPEAKER:—The Committee on Public Lands having had Assembly bill No. 542 under consideration, beg leave to report the same back, with an amendment, and recommend its passage as amended.

HOWARD, Chairman.

GENERAL FILE RESUMED.

Assembly bill No. 324, an Act appropriating money to purchase the California Supreme Court Reports—read third time, and passed.

Assembly bill No. 476, an Act to authorize W. G. Hunt, L. M. Curtis, and others, to construct a lock in Cache Creek, at or near the outlet of Clear Lake, in Lake County—ordered engrossed.

Assembly bill No. 489, an Act to provide for the determination of the measure of running water sold by the miners' inch—considered.

The hour of twelve o'clock M. having arrived, the consideration of the special order of the day was postponed until after the further consideration of Assembly bill No. 489.

The substitute for Assembly bill No. 489, an Act to provide for the determination of the measure of running water sold by the miners' inch—adopted, and ordered engrossed.

SPECIAL ORDER.

Assembly bill No. 500, an Act to appropriate money to pay the outstanding Indian war bonds issued by the State of California under an Act of the Legislature, approved May third, eighteen hundred and fifty-two, and Acts supplementary thereto.

Mr. Sherwood offered the following amendment to section one of the bill: By adding thereto the words "also, bonds numbers two hundred and seventy-eight, two hundred and eighty-one, two hundred and eighty-two, two hundred and eighty-four, two hundred and eighty-five, two hundred and eighty-seven, and two hundred and eighty-eight, issued in accordance with an Act to authorize the Treasurer of State to issue bonds for the payment of expenses incurred in the suppression of Indian hostilities in certain counties in this State, approved April twenty-fifth, eighteen hundred and fifty-seven."

Mr. Eagar moved to refer the bill to a special committee, composed of the Chairmen of the Committees on Judiciary, Ways and Means, Swamp and Overflowed Lands, Corporations, and Public Lands.

Mr. Brown of Contra Costa, as an amendment, moved to instruct the special committee to report on or before next Friday, and to make the bill the special order for Friday next at twelve o'clock and thirty minutes P. M.

Accepted.

Upon which Messrs. Sherwood, Peterson, and Batchelder, demanded the ayes and noes, and the House refused to so refer with instructions, by the following vote:

AYES—Messrs. Anthony, Braly, Brown of Contra Costa, Chappell, Clayton, Dutton, Dwyer, Eagar, Lemon, Murch, Sexton, and Mr. Speaker—12.

NOES—Messrs. Batchelder, Bledsoe, Bosquit, Brown of Amador, Brown of Tulare, Bugbee, Campbell, Chamberlain, Coghlan, Collier, Corey, Dorr, Dornin, Downing, Goodall, Goodwin, Greene, Hamlin, Hansbrow, Hatch, Hawkins, Hearst, Hill, Hoag, Hogle, Hollister, Hopper, Huestis, Hunt of Santa Clara, Lee, Leech, Long, Maholmb, McClelland, Meredith, Olds, Parrish, Pattison, Perrin, Peterson, Sawyer, Satterwhite, Sherwood, Singleton, Smith of Butte, Smith of El Dorado, Stewart, Taylor, Tilden, Ward, Wiggin, and Zuck—52.

Mr. Peterson moved to make the bill the special order for Tuesday next at twelve o'clock M.

Mr. Peterson had leave to withdraw the above motion.

The amendment offered by Mr. Sherwood was rejected.

Mr. Luttrell then moved that the bill be made the special order for Tuesday next at twelve o'clock M.

So ordered.

GENERAL FILE RESUMED.

Assembly bill No. 437, an Act supplementary to an Act entitled an Act to amend an Act defining the time for commencing civil actions, passed April sixteenth, eighteen hundred and sixty-three, approved February eighteenth, eighteen hundred and sixty-four—ordered engrossed.

Senate bill No. 278, an Act concerning the County Clerk, County Recorder, and County Auditor of Tulare County—read third time, and passed.

Senate bill No. 288, an Act to amend an Act entitled an Act to create a Board of Water Commissioners in Tulare County, and to define their powers and duties, approved April fourth, eighteen hundred and sixty-four—read third time, and passed.

Senate bill No. 289, an Act to amend an Act entitled an Act to create a Board of Water Commissioners in the County of Tulare, to define their powers and duties, and to appropriate money for the purposes thereof, approved March fifteenth, eighteen hundred and sixty-four—was considered.

Mr. Coghlan moved that the rule relating to the daily recess be suspended for thirty minutes.

Objection being made, and the hour of one o'clock P. M. having arrived, the House took its usual recess.

HOUSE RE-ASSEMBLED.

At two o'clock P. M., the House re-assembled.

Speaker in the Chair.

Roll called.

Quorum present.

GENERAL FILE RESUMED.

Mr. Pattison moved to indefinitely postpone Senate bill No. 289, an Act to amend an Act entitled an Act to create a Board of Water Commissioners in the County of Tulare, to define their powers and duties, and to appropriate money for the purposes thereof, approved March fifteenth, eighteen hundred and sixty-four.

Mr. Pattison withdrew his motion to indefinitely postpone, and the bill was then read third time, and passed.

Assembly bill No. 538, an Act to ratify and confirm a certain ordinance of the City of San José in relation to supplying the City of San José with water—ordered engrossed.

Assembly concurrent resolution No. 34, memorial to Congress and concurrent resolution relating to granting United States bonds in lieu of certain lands to the Central Pacific Railroad Company.

On motion of Mr. Chamberlain, the vote was reconsidered whereby the following amendment was adopted: Amend line thirty-seven, after the word "California," by inserting "which, after due survey and segregation, may be determined to be liable to conveyance to said company."

The amendment was rejected.

Mr. Sherwood moved to indefinitely postpone the resolutions.

Upon which, Messrs. Sawyer, Kidder, and Chappell, demanded the ayes and noes, and the resolutions were indefinitely postponed, by the following vote:

AYES—Messrs. Anthony, Bledsoe, Bosquit, Braly, Brown of Amador, Brown of Tulare, Bugbee, Campbell, Chappell, Clayton, Corey, Dornin, Downing, Dwyer, Goodall, Hamlin, Hatch, Hogle, Hollister, Howard, Huestis, Mace, Maholmb, Meredith, Parrish, Perrin, Peterson, Reed, Satterwhite, Sherwood, Smith of Butte, Smith of El Dorado, and Zuck—32.

NOES—Messrs. Ayer, Chamberlain, Chase, Coghlan, Collier, Dorr, Dutton, Eagar, Greene, Hansbrow, Hawkins, Hearst, Hopper, Hunt of Santa Clara, Kidder, Lee, Lecch, Lupton, Luttrell, McClelland, Murch, Olds, Pattison, Sawyer, Singleton, Steele, Stewart, Taylor, Tilden, Wiggin, and Mr. Speaker—31.

Assembly concurrent resolution No. 62, instructing our Senators and requesting our Representatives in Congress to use their influence to establish a daily mail from Los Angeles, via Santa Barbara and San Luis Obispo, to San Juan, in Monterey County—adopted.

Assembly concurrent resolution No. 64, relating to the right of way over the public domain of canals and ditches, and granting land to the same—adopted.

MESSAGE FROM THE GOVERNOR.

The following message was received from the Governor:—

STATE OF CALIFORNIA, EXECUTIVE DEPARTMENT, }
Sacramento, March 13th, 1866. }

To the Assembly of the State of California:

I have to inform your honorable body that I have approved Assembly bill No. 361, an Act to provide for the payment of certain floating claims against the County of Santa Barbara;

Also, Assembly bill No. 129, an Act to amend an Act entitled an Act to divide the State into Congressional Districts, and fix the time to elect Representatives to Congress;

Also, Assembly bill No. 270, an Act supplementary to an Act entitled an Act to provide for the appointment of Notaries Public, and defining their duties;

Also, Assembly bill No. 382, an Act to regulate the fees and percentage of the Tax Collector in Humboldt County;

Also, Assembly bill No. 132, an Act concerning District Court Reporters;

Also, Assembly bill No. 308, an Act to amend section first of an Act relating to the First Judicial District, and to fix the time for holding the Courts in said district, approved April fourth, eighteen hundred and sixty-four;

Also, Assembly bill No. 123, an Act to pay the claim of Peter McGraw;

Also, Assembly bill No. 281, an Act for the relief of J. C. Kingsley;

Also, Assembly bill No. 376, an Act to provide for the construction and repair of certain roads in Butte County;

Also, Assembly bill No. 293, an Act to extend the time for the completion of the Marysville and Beckwiltz Pass Turnpike;

Also, Assembly bill No. 333, an Act to change the boundary line between the Counties of Yuba and Sierra;

Also, Assembly bill No. 231, an Act to provide for a railroad within the County of Santa Clara.

FRED'K F. LOW,
Governor.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

SENATE CHAMBER.

March 13th. 1866. }

Mr. SPEAKER:—The Senate, on the tenth instant, passed Senate bill No. 190, an Act authorizing the construction of a wharf in the County of San Luis Obispo;

Also, passed Senate bill No. 232, an Act to authorize J. M. Abbott and others to lay down and maintain water pipes in the streets of the Town of Summit City;

Also, on the twelfth instant, passed Senate bill No. 283, an Act to authorize William Smith and others to lay down gas pipes in the Town of Napa;

Also, passed Senate bill No. 211, an Act granting to the Black Diamond Coal Mining Company the right to construct a tramroad or railroad from the mines of said company at Mount Diablo to the San Joaquin River;

Also, passed Senate bill No. 232, an Act to authorize the State Librarian to appoint a Deputy, and to fix the compensation therefor;

Also, passed substitute for Assembly bills Nos 52 and 116, an Act to amend an Act entitled an Act to regulate the settlement of the estates of deceased persons, passed May first, eighteen hundred and fifty-one, and all Acts amendatory thereof and supplementary thereto;

Also, passed Assembly bill No. 131, an Act for the relief of Pliny M. Whitney, late Collector of Fishing Licenses;

Also, passed Senate bill No. 288, an Act to establish pounds in the County of San Mateo;

Also, passed Assembly bill No. 372, an Act concerning marks and brands in the County of Siskiyou;

Also, passed Assembly bill No. 375, an Act to amend an Act entitled an Act to extend an Act to prevent stallions from running at large in the County of Sacramento, approved March twenty-eighth, eighteen hundred and fifty-nine, approved March twentieth, eighteen hundred and sixty;

Also, passed Assembly bill No 398, an Act to authorize the construction of a wagon road from the Cold Spring House, in Butte County, to Greenville, in Plumas County;

Also, passed Assembly bill No. 412, an Act to authorize J. Q. A. Tilton and others to construct and maintain a turnpike road from a point where the main county road crosses the San Mateo Creek to Half Moon Bay, and to charge and collect toll for travel thereon;

Also, passed Assembly bill No 415, an Act to amend an Act entitled an Act concerning lawful fences, approved April twenty-seventh, eighteen hundred and fifty-five, and amended by Act approved April fourth, eighteen hundred and sixty-four;

Also, passed Assembly bill No. 459, an Act to authorize the construction of a wagon road from Webber's Lake, in Sierra County, to Randolph, in Sierra Valley;

Also, passed Assembly bill No 461, an Act granting leave of absence to Seth G. Sneden, Sheriff of Mono County;

Also, passed Assembly bill No. 469, an Act to authorize the Board of Supervisors of Shasta County to annul certain bonds;

Also, passed Assembly bill No 494, an Act to amend an Act entitled

an Act to provide for the payment of the debt of Santa Cruz County, approved April twenty-fourth, eighteen hundred and fifty-seven;

Also, passed Assembly bill No. 504, an Act for the relief of M. C. Bateman;

Also, concurred in Assembly concurrent resolution No. 61, relating to the withdrawal of Assembly bill No. 401;

Also, passed Assembly bill No. 144, an Act for the relief of the heirs of Edwin A. Brown;

Also, passed Assembly bill No. 241, an Act to amend an Act amendatory of an Act entitled an Act providing for the time of holding the several Courts of Record in this State, passed April twenty seventh, eighteen hundred and sixty-three, approved March twenty-fourth, eighteen hundred and sixty-four;

Also, passed Assembly bill No. 44, an Act to provide for the payment of moneys advanced by Hall & Allen in the trial of the case of the People v. Horace Smith, with amendments, and respectfully ask concurrence of Assembly in amendments;

Also, passed Assembly bill No. 162, an Act to create the County of Inyo, to define its boundaries and to provide for its organization, with amendments, and respectfully ask concurrence of Assembly in amendments;

Also, passed substitute for Assembly bill No. 432, an Act in relation to the fees of office of District Attorneys of the Counties of Lake, Napa, Santa Barbara, San Joaquin, and Siskiyou, with amendments, and respectfully ask concurrence of Assembly in amendments;

Also, passed Assembly bill No. 441, an Act to fix the amount of the salary of the County Judge of the County of San Joaquin;

Also, notwithstanding objections of the Governor, passed Assembly bill No. 184, an Act for the relief of B. W. Bours and others, sureties on the official bond of Mark A. Evans.

CHAS. W. GORDON.

Assistant Secretary.

CONSIDERATION OF SENATE MESSAGE.

Senate bill No. 190, above reported, read first and second times, and referred to the Committee on Commerce and Navigation

Senate bill No. 232, above reported, read first and second times, and referred to the Committee on Corporations.

Senate bill No. 283, above reported, read first and second times, and referred to the Napa delegation.

Senate bill No. 211, above reported, read first and second times, and the rules suspended.

Mr Howard offered the following amendment: Add to section five the words "This Act shall take effect from and after its passage."

Adopted, and the bill was then read third time, and passed.

Senate bill No. 332, above reported, read first and second times, rules suspended, read third time, and passed.

The House concurred in Senate amendments to Assembly bill No. 44, above reported.

The House concurred in Senate amendments to Assembly bill No. 162, above reported.

The House concurred in Senate amendments to Assembly bill No. 432, above reported.

The House concurred in Senate amendments to Assembly bill No. 441, above reported.

Mr. Wiggin offered a concurrent resolution relating to the appointment of a joint committee to inquire into and report upon the quantity and quality of overflowed lands now belonging to the State, the value thereof, and conflicting claims thereto, and other matters connected therewith.

Mr. Sherwood moved to refer the resolution to the Committee on Swamp and Overflowed Lands.

Upon which, Messrs. Wiggin, Clayton, and Perrin, demanded the ayes and noes, and the House refused to refer the resolution, by the following vote :

AYES—Messrs. Anthony, Batchelder, Brown of Amador, Brown of Tulare, Coghlan, Dorr, Goodall, Goodwin, Hamlin, Hogle, Hollister, Hopper, Hunt of Santa Clara, Leech, Luttrell, Maholmb, Meredith, Olds, Parrish, Peterson, Satterwhite, Sherwood, Singleton, Smith of Butte, Smith of El Dorado, Steele, Stewart, Taylor, Tilden, Wilson, and Mr. Speaker—31.

NOES—Messrs. Ayer, Bosquit, Braly, Brown of Contra Costa, Bugbee, Campbell, Chamberlain, Chappell, Clayton, Collier, Corey, Dornin, Downing, Dutton, Dwyer, Eagar, Greene, Hansbrow, Hatch, Hawkins, Hearst, Hill, Hoag, Howard, Huestis, Lemon, Lupton, Murch, Pattison, Perrin, Reed, Wiggin, and Zuck—33.

Mr. Reed moved to lay the resolution on the table.

Upon which, Messrs. Chamberlain, Clayton, and Wiggin, demanded the ayes and noes, and the motion prevailed, by the following vote :

AYES—Messrs. Batchelder, Brown of Amador, Brown of Tulare, Chappell, Coghlan, Corey, Dorr, Downing, Eagar, Goodall, Goodwin, Hansbrow, Hatch, Hearst, Hill, Hoag, Hogle, Hollister, Hopper, Johnson, Leech, Lemon, Luttrell, Mace, Maholmb, Meredith, Olds, Parrish, Peterson, Reed, Sawyer, Satterwhite, Sexton, Sherwood, Singleton, Smith of Butte, Smith of El Dorado, Taylor, Wiggin, Wilson, and Mr. Speaker—41.

NOES—Messrs. Anthony, Ayer, Bosquit, Braly, Bugbee, Campbell, Chamberlain, Clayton, Collier, Dornin, Dutton, Dwyer, Greene, Hamlin, Hawkins, Howard, Huestis, Hunt of Santa Clara, Lupton, McClelland, Murch, Pattison, Perrin, Steele, Stewart, Tilden, and Zuck—27.

On motion of Mr. Sherwood, Assembly bill No 563, an Act to provide for the care and sale of the furniture and fixtures of the legislative committee rooms, was taken up, the rules suspended, and the bill considered engrossed.

Mr. Hopper moved the previous question, which was seconded by Messrs. Chamberlain and Meredith.

The previous question was sustained, and the bill was then read third time, and passed.

On motion of Mr. Mace, Assembly bill No. 562, an Act to authorize J. Henry Wood and others to construct a turnpike road in Fresno County, was taken up, and referred to the Committee on Roads and Highways.

At three o'clock and ten minutes P. M., on motion of Mr. Hawkins, the House adjourned.

IN ASSEMBLY.

HOUSE OF ASSEMBLY,
 Wednesday, March 14th, 1866. }

House met pursuant to adjournment.

Speaker in the Chair.

Roll called.

Quorum present.

Prayer by the Chaplain.

Journal of yesterday read and approved.

Mr. Holden was granted indefinite leave of absence, and Mr. Wilcox leave for one day.

Mr. Batchelder had leave to record his vote in the affirmative on the indefinite postponement of Assembly concurrent resolution No. 34, memorial to Congress and concurrent resolution relating to granting United States bonds in lieu of certain lands to the Central Pacific Railroad Company.

Mr. Lemon presented a petition from citizens of Solano County for an increase of the pay of the Supervisors in said county.

Laid on the table.

REPORTS.

Mr. Clayton, Chairman of the Committee on Commerce and Navigation, made the following report :

MR. SPEAKER :—The Committee on Commerce and Navigation, to whom was referred Assembly bill No. 392, an Act to amend an Act to grant the right to improve the navigation of Petaluma Creek, approved April eleventh, eighteen hundred and fifty-nine, to extend the time for the completion of the improvements, and provide for the payment thereof, having had the same under consideration, report it back, and recommend its passage ;

Also, Senate bill No. 190, an Act authorizing the construction of a wharf in the County of San Luis Obispo, report it back, and recommend its passage ;

Also, Assembly bill No. 483, an Act to authorize the parties therein named to construct and maintain a wharf in the Town of Benicia, Solano County, report the same back, and recommend its passage.

CLAYTON, Chairman.

Mr. Hatch, Chairman of the Committee on Roads and Highways, made the following report :

MR. SPEAKER :—The Committee on Roads and Highways, to whom was referred Assembly bill No. 562, an Act to authorize J. Henry Wood and A. M. Wood, with their associates and assigns, to construct and maintain a turnpike road in the County of Fresno, have had the same under consideration, report it back, and respectfully recommend its passage.

HATCH, Chairman.

Mr. Howard, Chairman of the Committee on Public Lands, made the following report :

Mr. SPEAKER:—The Committee on Public Lands, to whom was referred Assembly bill No. 455, an Act to authorize the purchasers of land from the Boards of Supervisors under the Act of April twenty-eighth, eighteen hundred and fifty-eight, to relinquish and relocate the same, herewith return the same, and recommend that it do not pass.

HOWARD, Chairman.

Mr. Howard, Chairman of the Committee on Public Lands, also made the following report:

Mr. SPEAKER:—The Committee on Public Lands, having carefully considered Assembly bill No. 371, an Act for the relief of Thomas Thompson, find this one of many cases of undoubted hardship consequent upon the adverse decisions of the Land Office at Washington, but in view of the present action of our Senators and Representatives in Congress, and with the prospect of some change in the policy of the Land Office in the settlement of the disputes between the United States and this State in regard to these land titles, we recommend that no action be taken by the present Legislature upon this bill.

HOWARD,
BOSQUIT,
DORNIN,
SMITH.

Mr. Brown of Contra Costa, Chairman of the Judiciary Committee, made the following report:

Mr. SPEAKER:—The Judiciary Committee, to whom was referred Assembly bill No. 519, an Act supplementary to an Act entitled an Act to authorize the incorporation of canal companies and the construction of canals, approved May fourteenth, eighteen hundred and sixty-two, have had the same under consideration, and respectfully report the bill back to the Assembly, and recommend its passage;

Also, Assembly bill No. 320, an Act supplementary to the Criminal Practice Act of this State; also, substitute for Assembly bill No. 320, an Act to amend an Act entitled an Act to regulate proceedings in criminal cases, approved April twentieth, eighteen hundred and fifty, and all Acts amendatory thereof and supplementary thereto, and respectfully report the said bills back to the Assembly, with a substitute for both bills, and recommend the passage of the substitute.

BROWN, Chairman.

Mr. Bosquit made the following report:

Mr. SPEAKER:—The Placer delegation, to whom was referred Assembly bill No. 558, an Act amendatory of and supplementary to an Act entitled an Act for the better protection of the Treasury of the County of Placer, approved April sixth, eighteen hundred and sixty-three, have had the same under consideration, and report it back to the Assembly, and recommend its passage.

BOSQUIT, for Delegation.

The rules were suspended, and Assembly bill No. 558, above reported, considered engrossed, read third time, and passed.

Mr. Leech made the following report:

Mr. SPEAKER:—The Nevada delegation, to whom was referred Assembly bill No. 556, an Act fixing the compensation of the District Attorney of Nevada County, report the same back to the House, and recommend its passage.

LEECH, for Delegation.

The rules were suspended, and Assembly bill No. 556 was considered engrossed, read third time, and passed

Mr. Coghlan made the following report :

Mr. SPEAKER:—The Napa delegation, to whom was referred Senate bill No. 283, an Act to authorize William Smith and others to lay down gas pipes in the Town of Napa, having had the same under consideration, beg leave to report it back, and recommend its passage.

COGHLAN, for Delegation.

Senate bill No. 283, above reported, was taken up, read third time, and passed.

Mr. Wiggin made the following report :

Mr. SPEAKER:—The San Francisco delegation, to whom was referred Assembly bill No. 329, an Act to confer further powers upon the Board of Supervisors of the City and County of San Francisco, having had the same under consideration, beg leave to report the bill back, and recommend its passage.

WIGGIN, for Delegation.

Mr. Dwyer made the following report :

Mr. SPEAKER:—The undersigned, a minority of the San Francisco delegation, to whom was referred Assembly bill No. 329, relative to paying sixty thousand dollars to the contractors who constructed the Comanche, have had the same under consideration, and have prepared a substitute, appointing three Commissioners to determine the amount due, and authorizing the Supervisors to pay the same. The claimant refuses to accept the substitute, and we therefore recommend the indefinite postponement of the original bill.

BOWMAN,
CLAYTON,
DWYER,
DUTTON,
TUBBS,
DODGE,
HAWES,
HAGER,

Minority of Delegation.

Mr. Ayer made the following report :

Mr. SPEAKER:—The majority of the special committee, composed of the Calaveras and Amador delegations, to whom was referred Senate bill No. 201, an Act amendatory of and supplemental to an Act entitled an Act to provide for the ascertainment of the indebtedness of Calaveras County prior to the organization of Amador County, and to provide for the payment of that portion due from Amador County to Calaveras County, approved April twenty-seventh, eighteen hundred and fifty-five, have had the same under consideration, and respectfully report the bill back, and recommend its passage ;

Also, Assembly bill No. 523, an Act to provide for the payment of the indebtedness of Calaveras County to the County of Amador, and respectfully report the same back, and recommend its indefinite postponement.

AYER.
COLLIER,
SAWYER.

Mr. Brown of Amador made the following report :

Mr. SPEAKER :—The delegation from Amador and Calaveras, to whom was referred Assembly bill No. 523, an Act to provide for the payment of the indebtedness of Calaveras County to the County of Amador, have had the same under consideration, report it back, and recommend its passage.

BROWN, for Delegation.

Mr. Brown of Amador also made the following report :

Mr. SPEAKER :—The delegation from Amador and Calaveras, to whom was referred Senate bill No. 201, an Act amendatory of and supplemental to an Act entitled an Act to provide for the ascertainment of the indebtedness of Calaveras County prior to the organization of Amador County, and to provide for the payment of that portion due from Amador County to the County of Calaveras, approved April twenty-seventh, eighteen hundred and fifty-five, have had the same under consideration, report it back, with the recommendation that it do not pass, for the following reasons :

First—The amount of indebtedness mentioned in said bill has long since been ascertained and awarded by Commissioners duly appointed for that purpose. A warrant issued by Amador County to Calaveras County, known as warrant number one hundred and three, which said warrant has, more than five years since, been fully paid, satisfied, and discharged in accordance with the provisions of said Act sought to be amended.

Second—Said Act would operate, if a law, as a retrospective or ex post facto law, and therefore contrary to the Constitution of the United States. (Art. I, Sec. 10.)

Third—The indebtedness found and fixed by the Commissioners mentioned in said Act to which this is amendatory, is embraced in said warrant number one hundred and three, and the amount found due from Amador County to Calaveras County by the Commissioners was twenty-six thousand five hundred and seventeen dollars and thirty-two cents, and the amount paid on this debt is thirty-one thousand three hundred and ninety-two dollars and eighty-three cents, which is four thousand seven hundred and seventy-five dollars and fifty one cents more than the original demand.

The Act proposed to be amended has long since been complied with in all its provisions, and therefore has remained on the statute book a dead letter, and cannot now be revived or amended upon the principle that when the reason ceases the rule must also cease. Calaveras seeks now to charge and collect interest as a common broker, a thing never contemplated by the law in question, and asks for ten per cent from Amador when Calaveras was only paying on the same indebtedness five per cent per annum as per Act of eighteen hundred and fifty two.

We now submit that the warrant number one hundred and three, drawn in pursuance of said Act, did not draw interest, and the plea of payment

has been decided as good by the Supreme Court of California in favor of Amador County, that said warrant and debt has been paid and overpaid by Amador County.

There are other causes and reasons why said bill should not pass.

BROWN, for Delegation.

The constitutional question raised I have not examined.

LEE.

On motion of Mr Brown of Amador, Senate bill No. 201, above reported, was referred to the Judiciary Committee.

Also, on motion of Mr Brown of Amador, Assembly bill No. 523, above reported, was referred to the Judiciary Committee.

Mr Hogle, from the Committee on Engrossment, made the following report:

Mr SPEAKER:—The Committee on Engrossment have examined, and found correctly engrossed, Assembly bill No. 299, an Act to amend an Act entitled an Act concerning corporations, approved April twenty-second, eighteen hundred and fifty;

Also, Assembly bill No. 345, an Act for the relief of S F. Doane;

Also, substitute for Assembly bill No. 405, an Act to provide for changing the location of the California institution for the education of the deaf, dumb, and blind;

Also, Assembly bill No. 410, an Act concerning roads and highways in the County of Santa Clara;

Also, Assembly bill No. 525, an Act granting the right to construct and maintain a fish trap or weir in the Straits of Carquinez, in Contra Costa County;

Also, Assembly bill No. 540, an Act to amend an Act entitled an Act to re-incorporate the City of Stockton, approved April twenty-first, eighteen hundred and sixty-two;

Also, Assembly bill No. 200, an Act for the relief of Del Norte County.

HOGLE, for Committee.

On motion of Mr. Sawyer, the special order of the day, Assembly bill No. 462, an Act to enable the State of California to co-operate with the association of loyal States in the erection of a monument to Abraham Lincoln, was postponed for one week.

Mr. Lee introduced a concurrent resolution relating to the printing of five thousand copies of the memorial address of George Bancroft, delivered at Washington, February twelfth last.

Adopted.

On motion of Mr. Dornin, the vote by which the above resolution was adopted was reconsidered, and the resolution was laid on the table.

Mr. Reed offered the following resolution:

Resolved, That a committee of three be appointed by the Chair, to confer with a like committee appointed by the Senate, to consider substitute for Assembly bill No. 19, an Act to prevent the trespassing of animals upon private property.

Adopted.

In accordance with the above resolution, the Speaker appointed Messrs. Reed, Maholmb, and Sexton, such committee on the part of the Assembly.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

SENATE CHAMBER,
March 14th, 1866 }

Mr. SPEAKER:—The Senate, on the tenth instant, passed substitute for Senate bill No. 111, an Act to amend an Act entitled an Act to establish the Industrial School Department of the City and County of San Francisco, approved April fifteenth, eighteen hundred and fifty-eight;

Also, on the twelfth instant, passed Senate bill No. 222, an Act to authorize the Board of Supervisors of San Luis Obispo County to fix the amount of the bond of the Tax Collector of said county;

Also, on the thirteenth instant, passed Senate bill No. 129, an Act to regulate the sale of wines and liquors;

Also, passed Senate bill No. 306, an Act to authorize the California Northern Railroad Company to hold an election;

Also, passed Senate bill No. 209, an Act to provide for the incorporation of mutual insurance companies for the insurance of life and health against accidents;

Also, passed Senate bill No. 359, an Act concerning assessment rolls and returns to be made of property exempt from taxation.

CHAS. W. GORDON,
Assistant Secretary.

CONSIDERATION OF SENATE MESSAGE.

Senate bill No. 359, above reported, read first and second times, and referred to the Committee on Ways and Means.

Senate bill No. 306, above reported, read first and second times, rules suspended, read third time, and passed.

Senate substitute for Senate bill No. 111, above reported, read first and second times, rules suspended, read third time, and passed.

Senate bill No. 222, above reported, read first and second times, and referred to the San Luis Obispo delegation.

Senate bill No. 129, above reported, read first and second times, and referred to the Committee on Public Morals.

Senate bill No. 209, above reported, read first and second times, and referred to the Committee on Corporations.

Mr. Downing, from the Committee on Public Lands, had leave to make the following report:

Mr. SPEAKER:—The undersigned minority of the Committee on Public Lands, to whom was referred Assembly bill No. 371, an Act for the relief of Thomas Thompson, have had the same under consideration, and ask leave to submit the following as reasons why the bill under consideration should become a law:

First—The State pledged its faith to petitioner in eighteen hundred and fifty-two, by the sale of certain school land warrants, to protect him in the possession of such lands as might be located in conformity with the law authorizing their issuance, which pledge the State has not only failed to observe, but its highest judicial tribunal has declared its inability to maintain, and the Secretary of the Interior has decided that the State can never fulfil. There remains, then, but one means of redress, and that is the means sought to be used in this bill, viz: to

refund the money; and surely, after using the amount of nine hundred and sixty dollars for thirteen years, besides collecting taxes annually upon the warrants as so much cash, while the said warrants operated as a bar to the privileges of the holder as a pre-emptor, the State will neither plead limitation, nor by refusal to return the principal and interest, place herself before her citizens in the light of indorsing and practising upon her creditor's repudiation.

Second—The present Legislature has already acknowledged the justice of the demand by the resolutions of instructions to our delegation in Congress, asking their attention to the adjustment of these claims acquired under the five hundred thousand acre grant, but which, if acted upon by Congress to-day, could not do more than confirm the justice of this demand upon the State, because it could not confirm his title to the lands located by said warrants, for the reasons: First—That it is held and occupied by parties under the law of pre-emption, whose claims have been decided by the Courts to be valid, although located subsequent to the location of the warrants, which shows clearly the value attaching thereto in the minds of a legal tribunal. Second—Congress has ceded the odd sections for a certain distance on each side of the Western Pacific Railroad for the purposes of construction, and this location falls in part upon their grant. Now it must be evident that not more than one party can maintain vested rights at the same time; and petitioner's right having been declared null and void, the warrants are to him useless, and the State stands in the light of having received and used for thirteen years a valuable consideration, for which is now asked the principal and interest only.

Third—The precedent can be used in none but cases exactly similar, which cannot be many; but if they were, the principle of justice should not be abandoned whether it affect one or a thousand.

DOWNING, for Minority of Committee.

Mr. Coghlan gave notice that he would introduce a bill for an Act to amend an Act entitled an Act to amend section nineteen of an Act entitled an Act to provide revenue for the support of the government of this State, approved May seventeenth, eighteen hundred and sixty-one, approved March twenty-eighth, eighteen hundred and sixty-four.

INTRODUCTION OF BILLS.

Bills were introduced as follows:

By Mr. Zuck, for an Act to provide for the retention of the hides and for a record of the marks and brands of cattle killed or slaughtered in certain counties in this State.

Read first and second times, and referred to the Committee on Agriculture.

By Mr. Reed, for an Act to authorize the removal of county seats

Read first and second times, and referred to the Judiciary Committee.

Also, for an Act to facilitate the building of railroads in this State by enabling and authorizing counties to aid in their construction, providing for the issuance of bonds therefor, and for the redemption thereof.

Read first and second times, and referred to the Committee on Corporations.

By Mr. Clayton, for an Act relating to the grade of certain streets in the City and County of San Francisco.

Read first and second times, and referred to the San Francisco delegation.

By Mr. Murch, for an Act concerning roads and highways in the Counties of Klamath and Del Norte

Read first and second times, and ordered on file.

By Mr. Lemon, for an Act to amend an Act entitled an Act to create a Board of Supervisors in the counties of this State, and to define their duties and powers, approved March twentieth, eighteen hundred and fifty-five.

Read first and second times, and ordered on file.

By Mr. McClelland, for an Act to give further powers to the Board of Supervisors of the City and County of San Francisco.

Read first and second times, and referred to the San Francisco delegation.

By Mr. Hansbrow, for an Act to amend an Act to incorporate the City of Sacramento, approved April twenty-fifth, eighteen hundred and sixty-three.

Read first and second times, and referred to the Sacramento delegation.

By Mr. Meredith, for an Act to amend an Act concerning the collection of poll taxes, license taxes, and foreign miners' licenses, in the County of Sierra, approved April ninth, eighteen hundred and sixty-two.

Read first and second times, and referred to the Judiciary Committee.

By Mr. Hamlin, for an Act to provide for the division of Sutter County into assessment districts for the election of District Assessors, and to define their duties, liabilities, and compensation.

Read first and second times, and referred to the Sutter delegation.

On motion of Mr. Downing, Assembly bill No. 371, an Act for the relief of Thomas Thompson, was taken up, and in accordance with the recommendation of the committee, was indefinitely postponed.

Mr. Sherwood offered the following resolution :

Resolved, That the Yosemite Investigating Committee be discharged from further service, also the Clerk of said committee.

Adopted.

By leave, Mr. Greene introduced a bill for an Act to fix the salary of the Superintendent of Public Schools of San Joaquin County.

Read first and second times, rules suspended, considered engrossed, read third time, and passed, and Rule Number Thirty-Two suspended, and the Clerk directed to immediately transmit the bill to the Senate.

GENERAL FILE.

Assembly bill No. 369, an Act to submit the question of the removal of the county seat of Fresno County to the qualified voters thereof—read third time.

The hour of one o'clock p. m. having arrived, the House took its usual recess.

HOUSE RE-ASSEMBLED.

At two o'clock p. m., the House re assembled.

Speaker in the Chair.

Roll called.

Quorum present.

On the passage of Assembly bill No. 369, Messrs. Wiggin, Perrin, and Ward demanded the ayes and noes, and the bill passed, by the following vote :

AYES—Messrs. Batchelder, Bledsoe, Braly, Brown of Amador, Chappell, Chase, Corey, Dornin, Downing, Goodwin, Hamlin, Hansbrow, Hatch, Hogle, Hollister, Hopper, Huestis, Hunt of Santa Clara, Leech, Lupton, Luttrell, Mace, Maholmb, Murch, Parrish, Pattison, Peterson, Reed, Satterwhite, Sherwood, Singleton, Smith of Butte, Stewart, and Ward—34.

NOES—Messrs. Ayer, Brown of Tulare, Bugbee, Chamberlain, Clayton, Collier, Dorr, Dutton, Hill, Johnson, Kidder, Meredith, Olds, Perrin, Sawyer, Wiggin, and Mr. Speaker—17.

Mr. Ward gave notice of a motion to reconsider the above vote.

Mr. Lupton had leave to have his vote recorded in the affirmative on the passage of Assembly bill No. 369, an Act in relation to the removal of the county seat of Fresno county.

Mr. Lee offered the following amendment to Assembly concurrent resolution No. 63, relating to the California Volunteers who served in the Territories of Utah, New Mexico, and Arizona: Amend by striking out after the word "whereas" all that follows in lines seventeen and eighteen in printed resolution, and insert "it has heretofore been the policy of the Government."

Adopted.

Upon the adoption of the resolution as amended, Messrs. Hunt of Santa Clara, Hopper, and Meredith, demanded the ayes and noes, and the resolution was adopted, by the following vote :

AYES—Messrs. Anthony, Ayer, Batchelder, Bosquit, Braly, Brown of Amador, Brown of Tulare, Bugbee, Campbell, Chamberlain, Clayton, Coghlan, Collier, Dorr, Dornin, Dutton, Dwyer, Eagar, Goodall, Goodwin, Greene, Hamlin, Hansbrow, Hatch, Hawkins, Hogle, Howard, Huestis, Hunt of Santa Clara, Lee, Leech, Lemon, Long, Lupton, Luttrell, Mace, McClelland, Meredith, Murch, Pattison, Perrin, Sexton, Sherwood, Singleton, Smith of Butte, Smith of El Dorado, Steele, Stewart, Tilden, and Mr. Speaker—50

NOES—Messrs. Downing, Hopper, and Parrish—3.

GENERAL FILE RESUMED.

Assembly bill No. 370, an Act amendatory of and supplemental to an Act entitled an Act to provide for the sale of certain lands belonging to the State of California, approved April twenty seventh, eighteen hundred and sixty-three—committee amendment adopted, rules suspended, considered engrossed, read third time, and passed.

Senate bill No. 204, an Act to repeal section six of an Act entitled an Act amendatory of and supplementary to an Act entitled an Act to regulate proceedings in criminal cases, passed May first, eighteen hundred and fifty-one, passed April twenty-second, eighteen hundred and fifty-eight—read third time, and passed

Senate bill No. 252, an Act to amend an Act entitled an Act concerning wills, passed April tenth, eighteen hundred and fifty—read third time, and passed.

Senate bill No. 77, an Act to provide for the preservation of the Spanish archives, title papers of land claims, and records relating thereto, in the custody of the United States Surveyor-General for California.

Mr. Brown of Contra Costa had leave to withdraw the amendment reported by the Judiciary Committee, and the bill was then read third time, and passed.

Assembly bill No. 518, an Act to amend an Act entitled an Act prescribing the mode of maintaining possessory actions on public lands in this State, approved April twentieth, eighteen hundred and fifty-two, and all Acts amendatory thereof—ordered engrossed.

Assembly bill No. 443, an Act to amend an Act concerning crimes and punishments, passed April sixteenth, eighteen hundred and fifty, amended March eighth, eighteen hundred and sixty-three—recommitted.

Assembly bill No. 460, an Act to amend an Act concerning crimes and punishments, passed April sixteenth, eighteen hundred and fifty, amended March eighth, eighteen hundred and sixty-three—recommitted.

Assembly bill No. 318, an Act to amend an Act entitled an Act to provide for the annulling of certificates of purchase of lands sold on a credit and declared forfeited for the non-payment of interest or principal, and for the relief of purchasers of swamp and overflowed lands, approved April ninth, eighteen hundred and sixty-one—substitute adopted, and ordered engrossed.

Senate bill No. 233, an Act to provide for the summary sale of mines or mining interests belonging to the estates of deceased persons.

Mr. Chamberlain offered the following amendment: Add the following section:

“SEC. 6. This Act shall not take effect until a similar law has been enacted by the States of Massachusetts and New York.”

Adopted.

Mr. Yule moved to reconsider the above vote.

The vote was reconsidered, and the bill was then read third time, and passed.

Senate bill No. 207, an Act to regulate artesian wells in the County of Santa Clara—read third time, and passed.

Mr. Coghlan had leave to withdraw Assembly bill No. 81, an Act to audit and allow the claim of M. Wood or his assigns.

Assembly bill No. 544, an Act to authorize and require the Board of Supervisors of Solano County to pay certain claims—rules suspended, considered engrossed, read third time, and passed.

Assembly bill No. 274, an Act concerning corporations—ordered engrossed.

Senate bill No. 138, an Act to amend an Act entitled an Act to provide for the incorporation of railroad companies and the management of the affairs thereof, and other matters relating thereto, passed May twentieth, eighteen hundred and sixty-one—read third time, and passed.

Senate bill No. 280, an Act to provide for the construction of a telegraph line in and through the State of California, between the City of San José and San Bernardino—read third time, and passed.

Assembly bill No. 354, an Act requiring fire insurance companies and associations to mark their insured buildings—indefinitely postponed.

Senate bill No. 161, an Act to provide for the construction of a canal for irrigating certain lands between the Mokelumne and Calaveras Rivers, in San Joaquin County—referred to the San Joaquin delegation.

Assembly bill No. 114, an Act providing for Land Commissioners for the Counties of Nevada, Placer, Sacramento, El Dorado, and Sierra—ordered on file for to-morrow

Assembly bill No. 542, an Act to amend an Act entitled an Act to provide for the issuance of patents to lands located with State school warrants, and for lands purchased under the Act of April twenty-third, eighteen hundred and fifty-eight, approved April sixteenth, eighteen hundred and fifty-nine—committee amendment adopted, rules suspended, considered engrossed, read third time, and passed.

Assembly bill No. 560, an Act to legalize the acts and proceedings of the Trustees of the Town of Santa Barbara—rules suspended, considered engrossed, read third time, and passed.

MESSAGE FROM THE SENATE.

The following message was received from the Senate :

SENATE CHAMBER,
March 14th, 1866. }

MR. SPEAKER:—The Senate, on this day passed, under suspension of the rules, Senate bill No. 361, an Act to change the name of Carlos Moore to James Carlos Edwards;

Also, passed Senate bill No. 349, an Act to provide a keeper of the Public Jail in the County of Amador;

Also, passed Senate bill No. 362, an Act for the better protection of the agricultural interests in certain counties in this State, and the more effectual prevention of the trespassing of animals upon private property, approved March fifteenth, eighteen hundred and sixty-four;

Also, passed Assembly bill No. 499, an Act for the protection of the City Cemetery of the City of Sacramento, and the approaches thereto, with amendment, and respectfully ask the concurrence of the Assembly in the amendment.

CHAS. W. GORDON,
Assistant Secretary.

CONSIDERATION OF SENATE MESSAGE.

Senate bill No. 361, above reported, read first and second times.

Mr. Long moved to refer the bill to the Judiciary Committee.

The House refused.

The rules were suspended, and the bill was read third time, and passed.

Senate bill No. 349, above reported, read first and second times, rules suspended, read third time, and passed.

Senate bill No. 362, above reported, read first and second times, rules suspended, read third time, and passed

The House concurred in Senate amendments to Assembly bill No. 499, above reported.

Mr. Smith of Butte had leave to introduce a bill for an Act to authorize Joseph Morrell, John Montgomery, and others, to construct a wagon road from Susanville, in Lassen County, to the Owyhee River.

Read first and second times, and referred to the Plumas, Lassen, and Butte delegations.

Mr. Hill had leave to introduce a bill for an Act for the settlement of

delinquent taxes for the year eighteen hundred and sixty-two, in the County of San Luis Obispo.

Read first and second times, and referred to the Judiciary Committee.

At four o'clock and five minutes P. M., on motion of Mr. Lemon, the House adjourned.

IN ASSEMBLY.

HOUSE OF ASSEMBLY,
Thursday, March 15th, 1866. }

House met pursuant to adjournment.

Speaker in the Chair.

Roll called.

Quorum present.

Prayer by the Chaplain.

Mr. Hopper had one day's leave of absence.

Journal of yesterday read and approved.

REPORTS.

Mr. Hatch, Chairman of the Committee on Roads and Highways, made the following report :

MR. SPEAKER:—The Committee on Roads and Highways, to whom was referred Assembly bill No. 530, an Act to locate and establish a certain road, have had the same under consideration, and beg leave to report the bill back, and recommend that it be indefinitely postponed.

HATCH, Chairman.

Mr. Hogle, from the Committee on Engrossment, made the following report :

MR. SPEAKER:—The Committee on Engrossment have examined, and found correctly engrossed, substitute for Assembly bill No. 137, an Act supplementary to an Act entitled an Act to provide for a street railroad within the City and County of San Francisco, and other matters relating thereto, approved April twenty-first, eighteen hundred and sixty-three;

Also, Assembly bill No 427, an Act to authorize the Board of City Levee Commissioners of the City of Sacramento to audit a certain account;

Also, Assembly bill No. 440, an Act to re-incorporate the Town of Santa Clara;

Also, Assembly bill No. 446, an Act to authorize the Controller of State to issue duplicate warrants to John Gierl;

Also, Assembly bill No. 497, an Act to accept the grant by the United States Government to the State of California of the Yosemite Valley and of the land embracing the Mariposa Big Tree Grove, and to organize the Board of Commissioners, and to fully empower them to carry out the objects of the grant and fulfil the purposes of the trust;

Also, Assembly bill No. 379, an Act to authorize E J. Stephens to con-

struct a chute and moorings at Ferguson's Landing, and collect tolls for the use thereof.

HOGLE, for Committee.

Mr. Corey, Chairman of the Committee on Enrolment, made the following report:

Mr. SPEAKER:—The Committee on Enrolment have examined, and found correctly enrolled, Assembly bill No. 166, an Act to authorize Theodore A. Linn, Joseph F. Montgomery, A. A. Hadley, and John Ray, together with those whom they may associate with them, to construct and maintain a turnpike road from Upper Mattole Valley to Shelter Cove, in Humboldt County, and to charge and collect toll thereon;

Also, Assembly bill No. 149, an Act to define and establish the width of East street between Market and Clay streets, in the City and County of San Francisco;

Also, Assembly bill No. 277, an Act granting the Kearsarge Road Company and their assigns the right to construct and maintain a toll road and collect tolls thereon;

Also, Assembly bill No. 404, an Act to fix the compensation of the Board of Supervisors of Sutter County;

Also, Assembly bill No. 407, an Act to authorize the Board of Supervisors of Butte County to sell certain bonds and to provide for the redemption of the bonds of the county, and for other purposes connected therewith;

Also, Assembly bill No. 208, an Act to re-incorporate the City of San José;

And on Wednesday, March fourteenth, eighteen hundred and sixty-six, delivered the same to the Governor for his approval.

COREY, Chairman.

Mr. Eagar, Chairman of the Committee on Ways and Means, made the following report:

Mr. SPEAKER:—The Committee on Ways and Means, to whom was referred Senate bill No. 359, an Act concerning assessment rolls and returns to be made of property exempt from taxation, have had the same under consideration, report it back, and recommend its passage;

Also, Senate bill No. 216, an Act to amend an Act entitled an Act to provide revenue for the support of the government of this State, approved May seventeenth, eighteen hundred and sixty-one, and to repeal certain provisions of the revenue Acts of this State, report it back, with amendments, and recommend its passage as amended.

EAGAR, Chairman.

On motion of Mr. Zuck, the usual number of copies of Senate bill No. 216, above reported, was ordered printed.

Mr. Brown of Contra Costa, Chairman of the Judiciary Committee, made the following report:

Mr. SPEAKER:—The Judiciary Committee have had under consideration Senate bill No. 194, an Act supplementary to an Act entitled an Act to provide for the appointment and prescribe the duties of guardians, passed April nineteenth, eighteen hundred and fifty, and report the same back to the Assembly, and recommend its passage;

Also, Senate bill No. 195, an Act to amend an Act entitled an Act concerning wills, passed April tenth, eighteen hundred and fifty, and recommend its passage;

Also, Assembly bill No. 570, an Act to amend an Act entitled an Act concerning the collection of poll taxes, license taxes, and foreign miners' licenses, in the County of Sierra, approved April ninth, eighteen hundred and sixty-two, and recommend its passage;

Also, Senate bill No. 398, an Act to provide for the time of holding the County Court and Probate Court of the County of Contra Costa, and to authorize special terms of the County Court to be holden therein, and report it back, with an amendment, and recommend its passage as amended;

Also, Senate bill No. 228, an Act to authorize the issuance of certain duplicate bonds to A. W. Pitcher of Madison, Indiana, and report the bill back, and recommend that it be referred to the Committee on Claims;

Also, Assembly bill No. 205, an Act for the relief of Charles P. Duane, and report it back to the Assembly, with a substitute drawn by the committee in pursuance of instructions by the Assembly, authorizing the said Duane to commence and maintain an action in the Courts of the City and County of San Francisco for the determination of his claim, all of which the committee report back, without recommendation.

BROWN, Chairman.

Mr. Hunt of Santa Clara, Chairman of the Committee on Education, made the following report:

MR. SPEAKER:—The Committee on Education, on the eighteenth and nineteenth ultimo, visited the State Normal School, the Deaf, Dumb, and Blind Asylum, the Industrial School, and the Orphan Asylums at San Francisco, and respectfully beg leave to submit the following report:

The Deaf, Dumb, and Blind Asylum is under the charge of Mr. Wilkinson, and now contains fifty-eight pupils, twenty-one of whom are blind, and thirty-seven deaf and dumb. Some of them seem to have made great proficiency in their studies, such as are taught in our common schools, and the blind more particularly in music. Mr. Wilkinson seems to be doing all that it is possible for any one to do for this class of unfortunates, and as far as we can judge, is eminently well calculated and fitted for his position. The location and grounds are entirely inadequate and unfitted for an institution of this kind, being in all only a one hundred vara lot, and half of that under water. It is estimated that the grounds and buildings could now be sold for much more than they cost, and the institution relocated in some locality where a sufficient amount of land could be obtained on which these children could be taught to work. Your committee beg leave to say that in this they entirely concur, and earnestly recommend some action by the Legislature to that end.

The Industrial School is situated six miles from San Francisco, and is conducted by a Board of Managers, three of whom are chosen by the Board of Supervisors of San Francisco, and twelve by members of the institution. The institution was established in eighteen hundred and fifty-eight. Since that time five hundred and twenty-seven children have been admitted to the institution. The number remaining on the fifteenth ultimo was one hundred and thirty five, the average age twelve and a half years.

Number who have places and are considered as doing well—absent on leave.....	42
Number who are indentured and doing well	23
Number absent on leave in United States Navy.....	23
Number absent in merchant service on leave	11
Number absent in whaling service on leave	5
Number absent on leave in United States Army	7
Number in the school who have lost fathers	33
Number in the school who have lost mothers	20
Number in the school who have lost both parents.....	10
Number in the school who have parents living	42
Number in the school who have parents living, but separated.....	29
Unknown.....	1
Total.....	135

A great number of these children have been committed for leading an idle, dissolute, and vicious life; others for crime, such as larceny, assault and battery, and arson. Many of them are from different parts of the State, having come to San Francisco only a short time previous to their arrest and commitment. The children at this institution are taught the common English branches, such as reading, grammar, geography, arithmetic, and writing, and also to labor both in the workshop and on the farm, there being two hundred acres of land attached to and now owned by it, to which there is a clear and undisputed title.

The Board of Directors of this institution, with an appropriation from the State, are willing to receive the boys from the State Reform School, and such as may be committed hereafter, and that the State should appoint a certain number of the Directors. Your committee, believing this to be the best, earnestly recommend that an appropriation be made, and arrangements made for transferring the boys from the Reform School at Marysville to this institution, or such of them as have been regularly committed by the State. The reasons that influence your committee in coming to this conclusion are these: We believe, first, that it will be cheaper for the State; second, that the manner in which this school is now carried on is the best that could be devised; third, that this school should be encouraged.

The committee are happy to report that they were highly pleased with all they saw and heard at this school. The boys are well cared for, and everything seems to be conducted in the very best manner possible. The President and Managers of this institution are thoroughly in love with the work, and have made great progress in the reformation of these boys. Some of the boys now have good positions in society, and are earning good wages, which they are careful to save. Those who have taken hold of this work have done so purely from a love of doing good, and should certainly receive all the aid and encouragement from the State that it is consistent to give. This school is not sectarian or political in its character, and it is the great desire of those who have the matter in charge that it should not be made such, in which desire the committee most heartily concur.

The State Normal School is held in a building belonging to the School Department of San Francisco, in the rear of the Lincoln School building.

This school numbers ninety pupils, representing more than half the counties in the State. It is under the charge of Professor Minns, assisted by one male and one female assistant. Connected with the Normal School is a training school, or school of practice, in which the advanced pupils are required to take turns in teaching, under the supervision of competent teachers. The Normal School has been rapidly increasing in numbers and efficiency during the past year, and has nearly reached the maximum number which can be accommodated.

The committee would recommend that the usual appropriation be made for the continuance of this school. We would also recommend that an appropriation of fifty-four thousand dollars be made for support of the Deaf, Dumb, and Blind Asylum for the two ensuing years. It will require fifteen thousand dollars to pay the salaries of teachers, and two hundred and fifty dollars each for the support of the pupils, aside from their clothing.

HUNT,
PETERSON,
BUGBEE,
AYER.

I concur in the foregoing, except in the recommendation to remove the pupils of the Reform School to the Industrial School.

TILDEN.

On motion of Mr. Hunt of Santa Clara, the above report was ordered printed.

Mr. Sawyer, Chairman of the Committee on Public Printing, made the following report:

MR. SPEAKER:—The Committee on Public Printing, to whom was referred Senate bill No. 179, an Act for the publication of the gubernatorial proclamations during the late war, report the same back, and recommend its passage.

SAWYER, Chairman.

The rules were suspended, and Senate bill No. 179, above reported, was taken up, read third time, and passed.

Mr. Hunt of Sacramento, Chairman of the Committee on Claims, made the following report:

MR. SPEAKER:—The Committee on Claims, to whom was referred Assembly bill No. 350, an Act for the payment of expenses incurred in resisting the authorities of Nevada Territory, and in executing certain writs in Plumas County, report the bill back, with a substitute, and recommend the adoption of the same, (amount—three thousand dollars;)

Also, Assembly bill No. 547, an Act for the relief of T. M. Brown, for the sum of forty-six dollars and ninety-two cents, and report the same back, and recommend its passage;

Also, Assembly bill No. 466, an Act for the relief of Alexander Gibson, (amount—ninety-six dollars,) and report the same back, and recommend its passage.

HUNT, Chairman.

Mr. Wilcox reported Senate bill No. 232, with a recommendation that the bill be referred to the Nevada delegation.

The bill was so referred.

On motion of Mr. Sawyer, the House took up the substitute for Assembly bill No. 205, an Act to authorize Charles P. Duane to sue the City and County of San Francisco.

The rules were suspended, the bill considered engrossed, read third time, and passed, and under a suspension of Rule Number Thirty-Two, the Clerk was directed to immediately transmit the bill to the Senate.

FURTHER REPORTS.

Mr. Hill made the following report :

MR. SPEAKER :—The delegation to whom was referred Senate bill No. 222, an Act to authorize the Board of Supervisors of San Luis Obispo County to fix the amount of the bonds of the Tax Collector of said county, having considered the same, report it back, and recommend its passage.

HILL, for Delegation.

Mr. Maholmb made the following report :

MR. SPEAKER :—The Sacramento delegation, to whom was referred Assembly bill No. 573, an Act to amend an Act to incorporate the City of Sacramento, approved April twenty-fifth, eighteen hundred and sixty-three, have had the same under consideration, and beg leave to report it back, and recommend its passage.

MAHOLMB, for Delegation.

Mr. Hamlin made the following report :

MR. SPEAKER :—The Sutter delegation, to whom was referred Assembly bill No. 571, an Act to provide for the division of Sutter County into assessment districts for the election of District Assessors, and to define their duties, liabilities, and compensation, have had the same under consideration, and ask leave to report it back, and recommend its passage.

HAMLIN, for Delegation.

Mr. Bosquit made the following report :

MR. SPEAKER :—The Placer delegation, to whom was referred Assembly bill No. 516, an Act amendatory of and supplementary to an Act in relation to the indigent sick of the County of Placer, approved April seventeenth, eighteen hundred and sixty-two, have had the same under consideration, and report the same back to the Assembly, with an amendment, and recommend its passage as amended.

BOSQUIT, for Delegation.

Assembly bill No. 516, above reported, was taken up, the rules suspended, amendments adopted, considered engrossed, read third time, and passed.

Mr. Smith of Butte made the following report :

MR. SPEAKER :—The committee to whom was referred Assembly bill No. 574, an Act to authorize Joseph Morrell, John Montgomery, T. F.

Miller, and others, to construct a wagon road from Susanville, in Lassen County, to the Owyhee River, having had the same under consideration, report it back, and recommend its passage.

GOODWIN,
SMITH,
TILDEN.

Assembly bill No. 574, above reported, was taken up, the rules suspended, considered engrossed, read third time, and passed.

Mr. Bugbee offered the following resolution :

Resolved, That the Clerk of the House report to the Assembly the names and per diem of all Clerks of this House, Sergeant-at-Arms, deputies, and assistants, Porters, Watchmen of the House, and of all committees and their Clerks, so that the list shall include the name and per diem of every attaché of the Assembly, and that this report be made on Monday next, March nineteenth, eighteen hundred and sixty-six.

Adopted.

INTRODUCTION OF BILLS.

Bills were introduced as follows :

By Mr. Bugbee, for an Act to adopt an official map of the State of California, and to provide for the purchase and distribution of copies of the same.

Read first and second times, and referred to the Committee on Counties and County Boundaries.

By Mr. Ward, for an Act amendatory of and supplemental to an Act regulating rodeos, passed April thirtieth, eighteen hundred and fifty-one.

Read first and second times, rules suspended, considered engrossed, read third time, and passed.

By Mr. Downing, for an Act for the relief of Donald McDonnell.

Read first and second times, rules suspended, and considered in Committee of the Whole.

IN ASSEMBLY.

Reported, and passage recommended, rules suspended, considered engrossed, read third time, and passed, and under a suspension of Rule Number Thirty-Two, the Clerk was directed to immediately transmit the same to the Senate.

By Mr. Hunt of Santa Clara, for an Act relating to the public schools in certain counties of this State.

Read first and second times, and referred to the Committee on Education.

By Mr. Olds, for an Act to fix and define the boundary line between the Counties of Marin and Sonoma.

Read first and second times, and referred to the Committee on Counties and County Boundaries.

By Mr. Wilcox, for an Act to appropriate money to complete the Broderick monument.

Read first and second times, rules suspended, and considered in Committee of the Whole.

IN ASSEMBLY.

Reported, and passage recommend, rules suspended, considered engrossed, and read third time.

On the passage of the bill, Messrs. Holden, Satterwhite, and Peterson, demanded the ayes and noes, and the bill passed, by the following vote:

AYES—Messrs. Anthony, Ayer, Bosquit, Brown of Amador, Campbell, Chamberlain, Chappell, Clayton, Coghlan, Collier, Dornin, Dutton, Dwyer, Eagar, Goodall, Goodwin, Hamlin, Hansbrow, Hatch, Hawkins, Hill, Hogle, Hollister, Howard, Kidder, Leech, Lupton, Luttrell, Meredith, Murch, Olds, Pattison, Reed, Sawyer, Sexton, Sherwood, Singleton, Smith of Butte, Smith of El Dorado, Steele, Taylor, Tilden, Wiggin, Wilcox, Wilson, and Mr. Speaker—46.

NOES—Messrs. Batchelder, Bledsoe, Braly, Brown of Contra Costa, Brown of Tulare, Bugbee, Corey, Downing, Hearst, Hoag, Holden, Huestis, Hunt of Santa Clara, Lee, Mace, Parrish, Perrin, Peterson, Satterwhite, Stewart, and Ward—21.

Under suspension of Rule Number Thirty-Two, the Clerk was directed to immediately transmit the same to the Senate.

On motion of Mr. Lupton, the special order of the day, Assembly bill No 224, an Act to amend an Act entitled an Act to prohibit barbarous and noisy amusements on the Christian Sabbath, approved March sixteenth, eighteen hundred and fifty-five, was ordered on file for to-morrow.

On motion of Mr. Leech, Colonel Hawkins was invited to a seat within the bar of the House.

Mr. Hansbrow moved that a committee of three be appointed to wait upon Colonel Hawkins.

Carried.

The Speaker appointed Messrs. Leech, Hansbrow, and Chamberlain, such committee.

Colonel Hawkins appeared, escorted by the committee, and took his seat by the side of the Speaker.

FURTHER INTRODUCTION OF BILLS.

Bills were further introduced as follows :

By Mr. Coghlan, for an Act to amend an Act to provide revenue for the support of the government of this State, approved May seventeenth, eighteen hundred and sixty-one.

Read first and second times, and referred to the Committee on Ways and Means.

By Mr. Holden, for an Act authorizing the Auditor and Treasurer of Mendocino County to purchase certain books for the use of their offices.

Read first and second times, rules suspended, considered engrossed, read third time, and passed.

By Mr. Bugbee, for an Act to transfer certain funds.

Read first and second times, and referred to the Committee on Public Buildings, and the usual number of copies ordered printed.

By Mr. Mace, for an Act authorizing John N. Appleton and others to improve the channel of King's River, in Fresno County, and to construct and maintain booms therein.

Read first and second times, and ordered on file.

By Mr. Sexton, for an Act concerning the county officers of Placer County.

Read first and second times, and referred to the Placer delegation.

By Mr. Reed, for an Act for the encouragement of silk culture in California.

Read first and second times, and referred to the Committee on Agriculture.

Mr. Anthony, from the Committee on Public Morals, made the following report:

MR. SPEAKER:—A minority of your Committee on Public Morals beg leave to report against the passage of Assembly bill No. 224, an Act to amend an Act to prohibit barbarous and noisy amusements on the Christian Sabbath, for the following reasons:

First—Our fathers distinguished the Sabbath from other days, not for heathen or Hebrew, but Christian reasons, which reasons still exist in unimpaired force, justifying at once the wisdom of our fathers and the past practice of their sons.

Second—The National Government and all the State Governments explicitly or by implication recognize the Christian Sabbath, not as a holiday, but as a holy day. It is also recognized by the common law, by statutes affecting contracts, answers, presentations, and decisions of the Courts.

Third—The President of the United States and the great captains of our armies, reflecting the convictions of the national heart, expressed a strong desire and purpose that the Sabbath should be religiously observed, so far as the exigencies of the war would permit. The amendment proposed by a majority of the committee is a long step in a retrograde movement, essentially foreign to the history and traditions of our people, and inimical to the genius of the American system.

Fourth—We are unwilling to create distinctions in favor of any amusement that diverts from its legitimate and sacred use the Christian Sabbath. We need and must have all the moral and Christian influence of this holy day to preserve and perpetuate our civil and religious institutions.

Fifth—Theatres do not claim nor can they maintain the title of a religious or even moral institution. Then why remove the wholesome restraints of law that are thrown around them in connection with other amusements? The plea that young men had better go to theatres than worse places is illogical, fanciful, and nugatory. History and philosophy alike assure us that the more numerous the patrons of Sunday theatres the more numerous will be the habitués of those next stages in demoralization, the beer cellars, the gambling hells, and the houses of infamy.

Sixth—The law has very properly assigned to theatres a place among the other amusements of the day, and restricted their operations to secular time. To make them an institution of the holy Sabbath, and throw around them the protection of civil law, is to outrage the moral and religious sentiment of the people of this State and the Nation.

Seventh—The opinion of the best jurists in the land is in favor of protecting the Christian Sabbath against all encroachments of business or pleasure. Judge Allen of the Supreme Court of the State of New York, says, (Reports, Vol. XXX, p. 560:) "Christianity is a part of the common law of New York, to the extent that it entitles the Christian religion and its ordinances to respect and protection as the acknowledged religion of the people. Individual consciences may not be enforced,

but men of every opinion and creed may be restrained from acts which interfere with the Christian worship, and which tend to revile religion and bring it into contempt." Judge Field, of the Supreme Court of the State of California, (Reports of 1858, Vol. IX, p. 524.) says: "Christianity is the prevailing faith of our people; it is the basis of our civilization, and that its spirit should infuse itself into and humanize our laws is as natural as that the natural sentiment of liberty should find expression in the legislation of the country."

Eighth—The Christian Sabbath, then, is one of the civil institutions of the State, and to which the business and duties of life are, by the common law, made to adapt itself. Law is a public teacher, and the civil Sunday is as much an institution of the State as is a House of Correction, a Court of Chancery, or the common schools. The church needs a civil Sunday much less than the State. The institutions and discipline of the church would probably restrain her own members from guilty excesses and preserve her integrity unimpaired. Her religious character and relations remain essentially the same under all forms of political government; it is the civil relations of men which are subject to violent revolutions. When, then, the State plucks out the heart of her people's morals, what remains to her as a free State but decay and death?

Ninth—In our fair land the Sabbath hovers over forty thousand Christian sanctuaries, within whose walls the highest motives to virtue and the strongest dissuaves to vice are enforced upon the consciences of nineteen millions of hearts as the weeks go by. The church sustains the larger number of higher institutions of learning, when they would not and as they could not be sustained without her organized and efficient patronage. She supplies the best of teachers and lessons gratis to three millions of children, just at the period when their characters are forming. The libraries of her schools embrace an aggregate of twelve million volumes, all of unquestionably moral teachings and tendency. Can the State afford to hazard all these moral and religious interests by opening her theatres on the Sabbath day? We fear the result would be to entice many away from the moral and religious instructions of the church and Sabbath schools, that are so necessary and indispensable to the welfare of individuals and society in general. We trust this Legislature will not commit this great folly.

Tenth—The Sunday Law, as it now stands upon our statute book, is far preferable to the bill under consideration; therefore, we protest against the amendment proposed, and recommend that it be indefinitely postponed.

ANTHONY,
HAMLIN.

On motion of Mr. Hansbrow, Assembly bill No. 573, an Act to amend an Act to incorporate the City of Sacramento, approved April twenty-fifth, eighteen hundred and sixty-three, was taken up, the rules suspended, considered engrossed, read third time and passed.

Mr. Hawkins had leave to introduce a bill for an Act concerning unlawful holding over of dwelling houses, tenement houses, shops, and stores, and the land leased therewith, in the City and County of San Francisco.

Read first and second times, and referred to the San Francisco delegation.

GENERAL FILE.

Assembly bill No. 477, an Act for the relief John W. Morris, County

Treasurer of Mendocino County—ordered on top of the file for one week from to-day.

Assembly bill No. 345, an Act for the relief of S. F. Doane—read third time, and passed.

Assembly bill No. 392, an Act to amend an Act entitled an Act to grant the right to improve the navigation of Petaluma Creek, approved April eleventh, eighteen hundred and fifty-nine, to extend the time for the completion of the improvements, and provide for the payment thereof—ordered engrossed, rules suspended, considered engrossed, read third time, and passed.

Senate bill No. 190, an Act authorizing the construction of a wharf in the County of San Luis Obispo—read third time, and passed.

Assembly bill No. 483, an Act to authorize the parties therein named to construct and maintain a wharf in the Town of Benicia, Solano County—rules suspended, considered engrossed, read third time, and passed.

Assembly bill No. 562, an Act to authorize J. Henry Wood and J. N. Wood, with their associates and assigns, to construct and maintain a turnpike road in the County of Fresno—rules suspended, considered engrossed, read third time, and passed.

Assembly bill No. 455, an Act authorizing the purchasers of lands from the Board of Supervisors, under the Act approved April twenty-eighth, eighteen hundred and fifty-eight, to relinquish and relocate the same—indefinitely postponed.

Assembly bill No. 519, an Act supplementary to an Act to authorize the incorporation of canal companies and the construction of canals, approved May fourteenth, eighteen hundred and sixty-two—rules suspended, considered engrossed, read third time, and passed.

Substitute for Assembly bill No. 320, an Act to amend an Act entitled an Act to regulate proceedings in criminal cases, passed April twentieth, eighteen hundred and fifty, and all Acts amendatory thereof and supplementary thereto—considered.

At twelve o'clock and forty minutes p. m., Mr. Sawyer moved to adjourn

The House refused.

Substitute for Assembly bill No. 320 was adopted.

Mr. Pattison offered the following amendment: Add to section one,

“Further *provided*, attorneys appointed for the defence shall in no case be allowed compensation to exceed the amount allowed District Attorneys for convictions in like cases.”

Adopted.

The hour of one o'clock p. m. having arrived, the House took its usual recess.

HOUSE RE-ASSEMBLED.

At two o'clock p. m., the House re-assembled.

Speaker in the Chair.

Roll called.

Quorum present.

Mr. Sexton offered the following amendment to the bill: “The amendments proposed by this Act shall not apply to Placer County.”

Adopted.

Mr. Dutton offered the following amendment: “The County of

Nevada and the City and County of San Francisco are hereby exempted from the provisions of this Act."

Mr. Lupton offered the following as a substitute for Mr. Dutton's amendment: Add at end of section one,

"*Provided*, however, that this section shall not apply to the City and County of San Francisco, except where an attorney is appointed by the Police Judge's Court, the County Court, or one of the District Courts in and for said city and county, to defend some person before said Courts, or either of them."

Mr. Long moved to indefinitely postpone the bill.

The House refused.

Messrs. Sherwood, Satterwhite, and Stewart, demanded the previous question.

Sustained.

The amendment of Mr. Lupton was rejected.

The House refused to adopt the amendment of Mr. Dutton.

The bill was then ordered engrossed.

Assembly bill No. 329, an Act to confer additional powers upon the Board of Supervisors of the City and County of San Francisco—ordered second on file for to-morrow.

Assembly bill No. 568, an Act concerning roads and highways in the Counties of Klamath and Del Norte—rules suspended, considered engrossed, read third time, and passed.

Mr. Lemon had leave to withdraw Assembly bill No. 569, an Act to amend an Act entitled an Act to create a Board of Supervisors in the counties of this State, and to define their duties and powers, approved March twentieth, eighteen hundred and fifty-five.

Substitute for Assembly bill No. 114, an Act providing for Land Commissioners for the Counties of Nevada, Placer, Sacramento, El Dorado, and Sierra—adopted, and ordered engrossed.

Mr. Hopper, Chairman of the Committee on Counties and County Boundaries, had leave to make the following report:

MR. SPEAKER:—The Committee on Counties and County Boundaries, to whom was referred Assembly bill No. 278, an Act to alter and define the boundary lines of San Mateo County, having had the same under consideration, report it back, with amendments, and recommend its passage as amended.

HOPPER,
WILCOX.

Mr. Hill had further time to make a report from the minority of the Committee on Counties and County Boundaries on Assembly bill No. 278, above reported.

On motion of Mr. Goodwin, Assembly bill No. 350, an Act for the payment of the expenses incurred in resisting the authorities of Nevada Territory, and in executing certain writs in Plumas County, was taken up, and considered in Committee of the Whole.

IN ASSEMBLY.

Reported, substitute adopted, rules suspended, considered engrossed, read third time, and passed.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

SENATE CHAMBER,
March 15th, 1866. }

MR. SPEAKER :—The Senate, on the twelfth instant, passed Senate bill No. 169, an Act to amend an Act to provide for choosing Electors of President and Vice President of the United States, approved April twenty-eighth, eighteen hundred and fifty-two;

Also, passed Senate bill No. 274, an Act to repeal an Act entitled an Act to prevent the arming and equipping within the jurisdiction of this State of vessels for piratical or privateering purposes, and other treasonable conduct, approved April twenty-fifth, eighteen hundred and sixty-three;

Also, passed Senate bill No. 297, an Act to authorize the issuance of a duplicate bond of the State of California to the legal representatives of Jean D. Bodinier, deceased;

Also, passed Senate bill No. 300, an Act to authorize the Controller of this State to issue a duplicate warrant to the Bangor Guards;

Also, passed Senate bill No. 301, an Act to authorize Eben Hilton, Isaac Hobbs, Martin J. Wright, and others, to build a wharf in Solano County;

Also, passed Senate bill No. 321, an Act to legalize the assessments for taxes for the revenue years commencing on the first Monday of March, A. D. eighteen hundred and sixty-four and eighteen hundred and sixty-five, in the several counties of this State;

Also, passed Senate bill No. 322, an Act supplementary to and explanatory of an Act amendatory of and supplementary to an Act entitled an Act to tax foreign insurance companies doing business in this State, approved April fifteenth, eighteen hundred and sixty-two, approved March second, eighteen hundred and sixty-four;

Also, passed Senate bill No. 327, an Act to pay the expenses of the survey of the Yosemite Valley and Mariposa Big Tree Grove;

Also, on the fourteenth instant, passed Senate bill No. 263, an Act to amend an Act entitled an Act concerning conveyances, passed April sixteenth, eighteen hundred and fifty-one, and of the Acts amendatory thereof and supplementary thereto;

Also, passed Senate bill No. 158, an Act to amend an Act entitled an Act to regulate proceedings in criminal cases, approved May first, eighteen hundred and fifty-one;

Also, passed Assembly bill No. 187, an Act to authorize the City of Stockton to re-issue bonds;

Also, passed Assembly bill No. 259, an Act to amend an Act entitled an Act providing for the government of the County of Sacramento, approved April twenty-fifth, eighteen hundred and sixty-three;

Also, passed Assembly bill No. 426, an Act concerning roads and highways in the County of Siskiyou;

Also, concurred in Assembly concurrent resolution No. 65, granting José Maria Loureyro, a Supervisor of Santa Barbara County, leave of absence;

Also, refused to concur in Assembly concurrent resolution No. 62, instructing our Senators and requesting our Representatives in Congress to use their influence to establish a daily mail from Los Angeles, via Santa Barbara and San Luis Obispo, to San Juan, in Monterey County;

Also, amended Assembly amendment to Senate bill No. 99, an Act to define the powers of the Board of Trustees of the City of Sacramento, and respectfully ask concurrence of the Assembly in the amendment thereto;

Also, passed Assembly bill No. 322, an Act for the better protection of stock raisers in the Counties of Fresno, Tulare, Monterey, and Mariposa, with amendment, and respectfully ask concurrence of the Assembly in the amendment;

Also, on the twelfth instant, passed Assembly bill No. 458, an Act to amend an Act entitled an Act to promote the study of anatomy, with amendment, and respectfully ask concurrence of the Assembly in the amendment;

Also, on the twenty-fourth ultimo, passed Senate bill No. 218, an Act creating the offices of District Collectors and Assessors in the County of Butte.

CHAS. W. GORDON,
Assistant Secretary.

CONSIDERATION OF SENATE MESSAGE.

Senate bill No. 169, above reported, read first and second times, and referred to the Committee on Federal Relations.

Senate bill No. 301, above reported, read first and second times, and referred to the Committee on Commerce and Navigation.

Senate bill No. 300, above reported, read first and second times, and referred to the Committee on Claims.

Senate bill No. 297, above reported, read first and second times, and referred to the Committee on Claims.

Senate bill No. 274, above reported, read first and second times, and referred to the Committee on Military Affairs.

Senate bill No. 268, above reported, read first and second times, and referred to the Judiciary Committee.

Senate bill No. 158, above reported, read first and second times, and referred to the Judiciary Committee.

Senate bill No. 321, above reported, read first and second times, and referred to the Committee on Ways and Means.

Senate bill No. 327, above reported, read first and second times, and referred to the Committee on Claims.

Senate bill No. 322, above reported, read first and second times, referred to the Committee on Ways and Means, and the usual number of copies ordered printed.

Senate bill No. 218, above reported, read first and second times, and referred to the Butte delegation.

The House concurred in Senate amendment to the Assembly amendment to the Senate substitute for Senate bill No. 99, above reported.

The House concurred in Senate amendment to Assembly bill No. 322, above reported.

The House concurred in Senate amendment to Assembly bill No. 458, above reported.

Mr. Smith of El Dorado had leave to introduce a bill for an Act in relation to Road Overseers in the County of El Dorado.

Read first and second times, and referred to the El Dorado delegation.

Mr. Luttrell had leave to offer the following resolution :

Resolved, That a committee of three be appointed by the Speaker to examine the books of the State Controller and State Treasurer, and ascertain the number of Indian war bonds issued under the Act of eighteen hundred and fifty-two, outstanding against the State of California, and the amounts thereof, and report the same to this House on or before Monday next.

Messrs. Sherwood, Howard, and Meredith, demanded the previous question.

Sustained.

The resolution was then adopted.

The Speaker appointed Messrs. Luttrell, Dornin, and Sexton, such committee.

Mr. Reed had leave to introduce a bill for an Act to transfer certain funds, and to provide for the payment thereof.

Read first and second times, and referred to the Committee on Ways and Means.

At three o'clock and forty minutes p. m., on motion of Mr. Cogblan, the House adjourned.

IN ASSEMBLY.

HOUSE OF ASSEMBLY,
Friday, March 16th, 1866. }

House met pursuant to adjournment.

Speaker pro tem in the Chair.

Roll called.

Quorum present.

Prayer by the Reverend James S. Macdonald.

Journal of yesterday read and approved.

Mr. Kidder had one day's leave of absence, and Mr. Hearst had three days' leave.

Mr. Long presented his resignation as a member of the Judiciary Committee of the Assembly.

REPORTS.

Mr. Hogle, from the Committee on Engrossment, made the following report :

MR. SPEAKER :—The Committee on Engrossment have examined, and found correctly engrossed, substitute for Assembly bill No. 102, an Act entitled an Act concerning partnerships for mining purposes ;

Also, Assembly bill No. 490, an Act relative to the Board of Supervisors of Amador County, defining their powers and duties ;

Also, Assembly bill No. 449, an Act to prevent seduction ;

Also, Assembly bill No. 203, an Act supplemental to an Act entitled an Act concerning the Harbormaster of San Francisco ;

Also, Assembly bill No. 246, an Act to amend an Act entitled an Act to establish a standard of weights and measures, approved April fourth, eighteen hundred and sixty-one ;

Also, Assembly bill No. 537, an Act to abolish the office of Tax Collec-

tor in the County of Tehama, and provide for the collection of taxes therein ;

Also, Assembly bill No. 223, an Act to pay the claim of G. J. Over-shiner ;

Also, substitute for Assembly bill No. 353, an Act amendatory of and supplemental to an Act entitled an Act to provide revenue for the support of the government of this State, approved May seventeenth, eighteen hundred and sixty-one ;

Also, Assembly bill No. 508, an Act for the relief of H. P. Holmes, late Treasurer of Sonoma County ;

Also, Assembly bill No. 195, an Act for the relief of the sureties upon the official bond of John Ferrell, County Treasurer of Solano County ;

Also, Assembly bill No. 422, an Act to authorize and empower the Board of Supervisors of the City and County of San Francisco to modify the grade of certain streets in said city and county.

HOGLE, for Committee.

Mr. Luttrell, from the Committee on Counties and County Boundaries, made the following report :

MR. SPEAKER :—The undersigned members of the Committee on Counties and County Boundaries, to whom was referred Assembly bill No. 278, have had the same under consideration, and beg leave to make the following majority report :

The bill proposes to annex to San Mateo County a portion of Santa Cruz County, to wit: about six townships, or over *two hundred square miles*, which is about equal to *three eighths* of the County of Santa Cruz. The County of Santa Cruz is very small, being about fifty-five miles in length, by from ten to twelve miles in width. It is one of the smallest counties in the State, containing only about sixteen townships of six square miles each, and to still reduce the county in size would be extremely unjust and injurious to the interests of said county. The territory proposed to be detached from Santa Cruz County and to be annexed to San Mateo County, consists of valuable farming and grazing lands, and of large tracts of redwood timber land. Most of the agricultural land is under a fine state of cultivation. The large and extensive forests of valuable timber will soon be a source of much revenue to the county, and it seems to your committee that it would be an act of injustice to the people of Santa Cruz County to deprive them of that which will in a short space of time add greatly to the wealth and prosperity of the county, and as a consequence, lighten their burden of taxation.

On the other hand, the friends of the bill urge as an argument in favor of the reduction of Santa Cruz County, that San Mateo County will assume her proportion of the debt now existing against Santa Cruz County. But we do not deem this by any means adequate compensation for the large amount of valuable territory proposed by this bill to be taken away from Santa Cruz County.

As the boundaries of Santa Cruz County now exist, the Town of Santa Cruz, the county seat of Santa Cruz County, is situated near the centre of the county, and to reduce the county as proposed by the provisions of this bill, will place the county seat of Santa Cruz County within eight miles of the county line, and a considerable distance from its present location in the centre of the county. Large and extensive buildings for county purposes are now in course of erection and nearly completed at the Town of Santa Cruz, and it is the opinion of your committee that a change of

the present boundaries of said county will in a short time require a change of the county seat to a more central portion of the county, thus making property now in process of erection comparatively valueless, and necessitate additional expense to the tax payers of said Santa Cruz County.

All of which is respectfully submitted, with a recommendation that the bill do not pass.

LUTTRELL,
OLDS,
HILL.

Mr. Corey, Chairman of the Committee on Enrolment, made the following report :

Mr. SPEAKER:—The Committee on Enrolment have examined, and found correctly enrolled, Assembly bill No. 236, an Act to provide for the better protection of the petroleum mining interests of this State ;

Also, Assembly bill No. 398, an Act to authorize the construction of a wagon road from the Cold Spring House, in Butte County, to Greenville, in Plumas County ;

Also, Assembly bill No. 415, an Act to amend an Act entitled an Act concerning lawful fences, approved April twenty-seventh, eighteen hundred and fifty-five, and amended by an Act approved April fourth, eighteen hundred and sixty-four ;

Also, Assembly bill No. 459, an Act to authorize the construction of a wagon road from Webber's Lake, in Sierra County, to Randolph, Sierra Valley ;

Also, Assembly bill No. 461, an Act granting leave of absence to Seth G. Sneden, Sheriff of Mono County ;

Also, Assembly bill No. 469, an Act to authorize the Board of Supervisors of Shasta County to annul bonds ;

And on Thursday, March fifteenth, eighteen hundred and sixty-six, presented the same to the Governor for his approval.

Also, have examined, and found correctly enrolled, Assembly concurrent resolution No. 60, allowing J. J. Rogers mileage as witness before the Insane Asylum Investigating Committee ;

And on Thursday, March fifteenth, eighteen hundred and sixty-six, deposited the same in the office of the Secretary of State.

COREY, Chairman.

Mr. Hunt of Santa Clara, Chairman of the Committee on Education, made the following report :

Mr. SPEAKER:—The Committee on Education, to whom was referred Assembly bill No. 580, beg leave to report the same back, with amendments, and recommend its passage as amended.

HUNT, Chairman.

Assembly bill No. 580, above reported, was taken up, amendments reported by the committee adopted, rules suspended, considered engrossed, read third time, and passed.

Mr. Reed made the following report :

Mr. SPEAKER:—The Committee of Free Conference on the disagreeing vote of the two Houses on Assembly bill No. 19, and the Senate substitute therefor, an Act to protect agriculture and to prevent the trespass-

ing of animals upon private property, have had the same under consideration, and recommend that the Assembly concur in Senate amendment number three, hereto attached, which amendment makes the Sacramento and Jackson Road the dividing line of said county.

Amend section eleven by striking out "Sacramento," and inserting in lieu thereof the following: "And so much of Sacramento County as lies west and south of the Sacramento and Jackson Road."

MIZNER,
WOLCOTT,
HEACOCK,

Senate Committee.

REED,
MAHOLMB,
SEXTON,

Assembly Committee.

The report was adopted, and Senate substitute for Assembly bill No. 19, above reported, was ordered to be immediately transmitted to the Senate.

Mr. Tilden, Chairman of the Committee on State Hospitals, made a report in favor of the passage of Assembly bill No. 226, an Act providing for the insane of California.

[For report, see Appendix.]

The usual number of copies of Assembly bill No. 226, above reported, was ordered printed.

Mr. Brown of Contra Costa, Chairman of the Judiciary Committee, made the following report:

MR. SPEAKER:—The Judiciary Committee have had under consideration Assembly bill No. 520, an Act concerning the collection of taxes, foreign miners', and all other licenses, and report it back, and recommend its passage;

Also, Senate bill No. 263, an Act to amend an Act entitled an Act concerning conveyances, passed April sixteenth, eighteen hundred and fifty-one, and of the Acts amendatory thereof and supplementary thereto, and report it back, and recommend its passage;

Also, Senate bill No. 158, an Act to amend an Act entitled an Act to regulate proceedings in criminal cases, approved May first, eighteen hundred and fifty-one, and report it back, and recommend its passage;

Also, Assembly bill No. 576, an Act for the settlement of delinquent taxes for the year eighteen hundred and sixty-two, in the County of San Luis Obispo, which the committee have amended, and report the same back, with amendments, and recommend its passage as amended;

Also, petition No. 84, relating to the salary of County Judge of Mendocino County. No good reason has been shown to the committee why the salary of the County Judge of Mendocino County, as now fixed by law, should be changed, and the committee report the petition back to the Assembly, and recommend that the matter be indefinitely postponed.

BROWN, Chairman.

Mr. Hansbrow, Chairman of the Committee on Elections, made the following report:

MR. SPEAKER:—The Committee on Elections, to whom was referred Assembly bill No. 526, an Act to amend an Act entitled an Act to amend

an Act entitled an Act to regulate elections, passed March twenty-third, eighteen hundred and fifty, approved April twentieth, eighteen hundred and sixty-three, have had the same under consideration, report it back, and recommend its passage.

HANSBROW, Chairman.

Mr. Hansbrow also made the following report :

MR. SPEAKER :—The Committee of Free Conference appointed on the disagreeing vote of the two Houses upon the Senate amendment to Assembly bill No. 189, an Act amendatory of an Act entitled an Act to limit the hours of labor, approved May seventeenth, eighteen hundred and fifty-three, having duly considered the matter, beg leave to report, and recommend that the Senate recede from its amendment, and that an additional section be adopted in lieu thereof, a section providing that the Act shall take effect and be in force from and after January first, eighteen hundred and sixty-seven.

ROSE,
EVANS,
Senate Committee.
HANSBROW,
WILCOX,
CHAMBERLAIN,
Assembly Committee.

Mr. Batchelder, from the Committee on Claims, made the following report :

MR. SPEAKER :—The Committee on Claims, to whom was referred Assembly bill No. 425, an Act for the relief of the commissioned officers of the California Volunteers in the service of the United States, after due consideration, are of the opinion that in the absence of any proof before them of the justness of the relief asked for, think the House can best pass upon the merits of the bill, report it back, without any recommendation ;

Also, Senate bill No. 228, an Act to authorize the issuance of certain duplicate bonds to A. W. Pitcher of Madison, Indiana, and report it back, and recommend its passage ;

Also, Senate bill No. 297, an Act to authorize the issuance of a duplicate bond of the State of California to the legal representatives of Jean D. Bodinier, deceased, and report it back, and recommend its passage ;

Also, Senate bill No. 327, an Act to pay the expenses of the survey of the Yosemite Valley and Mariposa Big Tree Grove, and report it back, and recommend its passage ;

Also, Senate bill No. 300, an Act to authorize the Controller of this State to issue a duplicate warrant to the Bangor Guards, and report it back, and recommend its passage.

BATCHELDER, for Committee.

Mr. Sherwood, Chairman of the Committee on Public Expenditures and Accounts, made the following report :

MR. SPEAKER :—The Committee on Public Expenditures and Accounts, having examined and found correct the following accounts, beg leave to report the same, and recommend the adoption of the accompanying resolution :

To whom due.	Amounts.
James Anthony & Co., Daily Union for session.....	\$287 25
T. J. Sherwood, Daily Appeal for session.....	36 00
J. W. Wilcox, Mariposa Gazette for session.....	30 00
A. N. Francisco, Union Democrat for session.....	10 00
Kooser & McPherson, Santa Cruz Sentinel for session.....	45 00
John A. Tutt, Daily Examiner for session.....	50 00
George I. Lytle, Daily Bulletin for session.....	127 50
George I. Lytle, Daily Independent for session.....	22 50
Reuben Leech, Daily Union for session.....	20 00
Isaac Ayer, Weekly Courier for session.....	12 00
Isaac Ayer, Weekly Register for session.....	21 00
A. C. & W. Bidwell, coal and wood for rooms.....	270 50
H. Klays, rent of room for Committee on Claims	25 00
J. Harris, rent of room for Committee on Ways and Means....	65 00
M. McManus, rent of room for Engrossing Clerk.....	25 00
D. Kendall, rent of room for Judiciary Committee.....	30 00
Hobby & Potter, rent of room for committees.....	110 00
Benjamin Dore, envelops and stamps	55 00
C. Rave, lock and keys.....	3 50
C. H. Krebs, sundries.....	15 00

Resolved, That the Controller of State be and he is hereby authorized and required to draw his warrants on the Contingent Fund of the Assembly in favor of the following named persons:

In favor of James Anthony & Co., for two hundred and eighty-seven dollars and twenty-five cents;

In favor of T. J. Sherwood, for thirty-six dollars;

In favor of J. W. Wilcox, for thirty dollars;

In favor of A. N. Francisco, for ten dollars;

In favor of Kooser & McPherson, for forty-five dollars;

In favor of John A. Tutt, for fifty dollars;

In favor of George I. Lytle, for one hundred and fifty dollars;

In favor of Reuben Leech, for twenty dollars;

In favor of Isaac Ayer, for thirty-three dollars;

In favor of A. C. & W. Bidwell, for two hundred and seventy dollars;

In favor of H. Klays, for twenty-five dollars;

In favor of J. Harris, for sixty-five dollars;

In favor of M. McManus, for twenty-five dollars;

In favor of D. Kendall, for thirty dollars;

In favor of Hobby & Potter, for one hundred and ten dollars;

In favor of B. Dore, for fifty-five dollars;

In favor of C. Rave, for three dollars and fifty cents;

In favor of C. H. Krebs, for fifteen dollars.

SHERWOOD, Chairman.

The resolution above reported was adopted.

Mr. Taylor made the following report:

Mr. SPEAKER:—The El Dorado delegation, to whom was referred Assembly bill No. 549, an Act to amend an Act entitled an Act to re-incorporate the City of Placerville, and extend the limits thereof, beg leave to report the same back, with a substitute, and recommend the passage of the substitute.

TAYLOR, for Delegation.

The substitute for Assembly bill No. 549, above reported, was taken up, adopted, rules suspended, considered engrossed, read third time, and passed, Rule Number Thirty-Two suspended, and the Clerk directed to transmit the bill to the Senate immediately.

Mr. Bosquit made the following report:

Mr. SPEAKER:—The Placer delegation, to whom was referred Assembly bill No. 587, an Act concerning the offices of Sheriff, County Clerk, County Recorder, Treasurer, District Attorney, Superintendent of Public Schools, Administrator, Surveyor, Coroner, Assessors, and Supervisors of Placer County, have had the same under consideration, and report it back, and recommend its passage.

BOSQUIT, for Delegation.

Assembly bill No. 587, above reported, was taken up, rules suspended, considered engrossed, read third time, and passed.

Mr. Smith of Butte made the following report:

Mr. SPEAKER:—The Butte delegation, to whom was referred Senate bill No. 218, report the same back, with amendment, and recommend its passage as amended.

TILDEN,
SMITH.

The rules were suspended, and Senate bill No. 218, above reported, was taken up, the committee amendment adopted, read third time, and passed.

RESOLUTIONS.

Mr. Downing offered the following resolution:

Resolved, That the Committee on Ways and Means be instructed to report back Senate bill No. 282, on to-morrow, March seventeenth, eighteen hundred and sixty-six, with or without recommendation.

On motion of Mr. Eagar, the resolution was laid on the table.

Mr. Wilcox offered the following resolution:

Resolved, That the Committee on Public Expenditures and Accounts be requested to investigate the matter of the pay drawn by the Clerk of Yosemite Investigation Committee, and report the same to this House.

Adopted

Mr. Zuck offered the following resolution:

Resolved, That the Sergeant-at-Arms be and is hereby directed to purchase the portrait of Abraham Lincoln which now hangs above the

Speaker's chair, for the use of the Assembly Chamber; *provided*, that it can be obtained for the sum of twenty-five dollars.

Adopted.

MESSAGE FROM THE SENATE.

The following message was received from the Senate :

SENATE CHAMBER,
March 16th, 1866. }

Mr. SPEAKER:—The Senate, on the twelfth instant, passed Senate bill No. 212, an Act to authorize and require the Board of Supervisors of Butte County to levy a tax for the support of common schools in said county, and to abolish taxation by school districts for like purposes;

Also, passed Senate bill No. 305, an Act to amend an Act entitled an Act to incorporate the Town of Downieville, passed March eighteenth, eighteen hundred and sixty-three;

Also, passed Senate bill No. 339, an Act to incorporate the Town of Vallejo;

Also, on the thirteenth instant, passed Senate bill No. 307, an Act granting the right to construct and maintain a bridge across the Klamath River, in Siskiyou County;

Also, on yesterday, passed Senate bill No. 60, an Act to protect the elections of voluntary political associations, and to punish frauds thereon;

Also, passed Senate bill No. 371, an Act to fund the debt of Calaveras County;

Also, passed Senate bill No. 372, an Act supplementary to the various Acts now in force respecting foreign miners' licenses;

Also, passed Senate bill No. 373, an Act to authorize the printing and distribution of certain laws and blanks;

Also, passed Senate bill No. 92, an Act to organize and regulate the Justices' Court in the City and County of San Francisco;

Also, passed Assembly bill No. 232, an Act to authorize Ellen Stockmon, administratrix of the estate of D. E. Stockmon, deceased, and guardian of Florence Stockmon and Ralph Stockmon, minor heirs of D. E. Stockmon, to sell certain land of said estate, with amendment, and respectfully ask concurrence of the Assembly in amendment;

Also, passed Assembly bill No. 428, an Act to amend an Act entitled an Act concerning hogs found running at large in the Counties of Marin, Sacramento, San Francisco, Alameda, Stanislaus, Yuba, and Santa Clara, approved April twenty-first, eighteen hundred and fifty-six;

Also, adopted substitute for Assembly bill No. 69, an Act to confer further powers upon the Board of Supervisors of the City and County of San Francisco, and respectfully ask the adoption of the substitute by the Assembly;

Also, on the fourteenth instant, struck the enacting clause from Assembly bill No. 191, an Act for the relief of the purchasers of swamp and overflowed, salt marsh, and tide lands;

Also, appointed as Committee of Free Conference on disagreeing vote on Assembly bill No. 189, on the part of the Senate, Messrs. Rose, Evans, and Dodge;

Also, appointed as Committee of Free Conference on disagreeing vote on Assembly bill No. 19, on the part of the Senate, Messrs. Mizner, Wolcott, and Heacock.

CHARLES W. GORDON,
Assistant Secretary.

CONSIDERATION OF SENATE MESSAGE.

Senate bill No. 307, above reported, read first and second times, and referred to the Siskiyou delegation.

Substitute for Senate bill No. 339, above reported, read first and second times, and ordered on file.

Senate bill No. 60, above reported, read first and second times, and referred to the Committee on Elections.

Senate bill No. 371, above reported, read first and second times, and referred to the Calaveras delegation.

Senate bill No. 305, above reported, read first and second times, and referred to the Sierra delegation.

Senate bill No. 372, above reported, read first and second times, and ordered on file.

Senate bill No. 92, above reported, read first and second times.

SPECIAL ORDER.

The hour of twelve o'clock M. having arrived, on motion of Mr. Sherwood, the special order of the day, Assembly bill No. 535, an Act providing for the removal of the pupils of the State Reform School to the Industrial School Department of the City and County of San Francisco, and provide for the support of the same, was made the special order for Tuesday next at twelve o'clock M.

Mr. Lupton moved to refer Senate bill No. 92, above reported, to the Judiciary Committee.

Mr. Dutton moved that the rules be suspended and the bill be considered now.

Mr. Hearst called for the reading of the bill.

On motion of Mr. Reed, the further reading of the bill was dispensed with.

The House refused to refer the bill to the Judiciary Committee.

Mr. Long moved that the usual number of copies of the bill be ordered printed.

On the motion of Mr. Dutton to suspend the rules and consider the bill now, Messrs. Holden, Hawkins, and Lupton, demanded the ayes and noes, and the rules were suspended, by the following vote :

AYES—Messrs. Anthony, Ayer, Batchelder, Bosquit, Bowman, Brown of Contra Costa, Bugbee, Campbell, Chamberlain, Chappell, Clayton, Collier, Corey, Dorr, Dornin, Dwyer, Eagar, Goodall, Greene, Hamlin, Hansbrow, Hatch, Hill, Hollister, Howard, Huestis, Hunt of Santa Clara, Lee, Loech, Lemon, Meredith, Murch, Olds, Pattison, Perrin, Sawyer, Sexton, Sherwood, Singleton, Smith of Butte, Steele, Stewart, Tilden, Wiggin, Wilcox, Wilson, Zuck, and Mr. Speaker—49.

NOES—Messrs. Bledsoe, Braly, Brown of Amador, Brown of Tulare, Coghlan, Downing, Hawkins, Hearst, Hoag, Holden, Long, Lupton, Luttrell, Mace, McClelland, Parrish, Peterson, Satterwhite, and Smith of El Dorado—19.

The bill was then read the third time.

The hour of one o'clock P. M. having arrived, the House took its usual recess.

HOUSE RE-ASSEMBLED.

At two o'clock p. m., the House re-assembled.

Speaker in the Chair.

Roll called.

Quorum present.

Mr. Dorr made a report from the majority of the Committee on State Hospitals against the passage of Assembly bill No. 226.

[For report, see Appendix.]

The usual number of copies of both reports was ordered printed, and Assembly bill No. 226, above reported, made the special order for Thursday next at twelve o'clock m.

INTRODUCTION OF BILLS.

Mr. Eagar had leave to introduce a bill for an Act empowering the City Council of the City of Oakland to pay the damages for lands taken in laying out and opening First street and West First street in the City of Oakland, and to appropriate and expend money for the construction and improvement of said streets.

Read first and second times, and referred to the Alameda delegation.

By Mr. Anthony, for an Act to re-district the County of Santa Cruz, and to provide for the election of Supervisors.

Read first and second times, and referred to the Santa Cruz delegation.

Mr. Goodwin offered the following resolution :

Resolved, by the Assembly, that no bill be introduced after the twenty-fourth instant, unless by consent of two thirds of the members of this body.

Rejected.

The House again proceeded to consider Senate bill No. 92, an Act to organize and regulate the Justices' Court in the City and County of San Francisco.

Messrs. Hunt of Santa Clara, Sherwood, and Hamlin, demanded the previous question.

Upon which, Messrs. Long, Bledsoe, and Holden, demanded the ayes and noes, and the previous question was ordered, by the following vote :

AYES—Messrs. Anthony, Ayer, Batchelder, Bosquit, Bowman, Brown of Contra Costa, Bugbee, Chappell, Clayton, Collier, Dorr, Dutton, Dwyer, Eagar, Greene, Hamlin, Hansbrow, Hatch, Hill, Huestis, Hunt of Santa Clara, Lecch, Maholmb, Meredith, Murch, Olds, Pattison, Sherwood, Smith of Butte, Smith of El Dorado, Steele, Stewart, Taylor, Wiggin, Zuck, and Mr. Speaker—36.

NOES—Messrs. Bledsoe, Braly, Brown of Amador, Brown of Tulare, Campbell, Chamberlain, Coghlan, Dornin, Downing, Hawkins, Hearst, Hoag, Holden, Hopper, Lemon, Long, Lupton, Luttrell, Macc, McClelland, Parrish, Perrin, Peterson, Reed, Sawyer, Satterwhite, Sexton, Tilden, Ward, and Wilcox—30.

On the passage of the bill, Messrs. Long, McClelland, and Holden, demanded the ayes and noes, and the bill was passed, by the following vote :

AYES—Messrs. Anthony, Ayer, Batchelder, Bosquit, Brown of Contra Costa, Bugbee, Campbell, Chamberlain, Chappell, Clayton, Collier, Corey, Dorr, Dornin, Dutton, Dwyer, Eagar, Greene, Hamlin, Hansbrow, Hatch, Hill, Hopper, Howard, Huestis, Hunt of Santa Clara, Leech, Meredith, Murch, Olds, Pattison, Perrin, Reed, Sawyer, Sexton, Sherwood, Smith of Butte, Smith of El Dorado, Steele, Stewart, Taylor, Tilden, Wiggin, Wilson, Zuck, and Mr. Speaker—46.

NOES—Messrs. Bledsoe, Braly, Brown of Amador, Brown of Tulare, Coghlan, Downing, Hawkins, Hoag, Holden, Long, Lupton, Luttrell, Mace, Maholmb, McClelland, Parrish, Peterson, and Satterwhite—18.

CONSIDERATION OF SENATE MESSAGE RESUMED.

Substitute for Senate bill No. 212, above reported, read first and second times, and referred to the Butte delegation.

Senate bill No. 373, above reported, read first and second times, and referred to the Committee on Public Printing.

Senate substitute for Assembly bill No. 69, above reported, adopted in concurrence.

The House concurred in Senate amendments to Assembly bill No. 232, above reported.

Mr. Wilcox, Chairman of the Committee on Corporations, made the following report:

MR. SPEAKER :—The Committee on Corporations, to whom was referred Assembly bill No. 546, an Act to amend an Act to provide for incorporation of accumulation and loan societies of this State, have had the same under consideration, and report it back to the House, and recommend its passage;

Also, Assembly bill No. 566, an Act to facilitate the building of railroads in the various counties of this State, have amended the same, report it back, and recommend its passage as amended.

WILCOX, Chairman.

FURTHER INTRODUCTION OF BILLS.

Bills were further introduced as follows:

By Mr. Sexton, for an Act to amend an Act concerning roads and highways in the County of Placer, approved April twenty-fourth, eighteen hundred and sixty-two.

Read first and second times, rules suspended, considered engrossed, read third time, and passed.

Also, for an Act fixing the boundaries of Placer County.

Read first and second times, and referred to the Committee on Counties and County Boundaries.

On motion of Mr. Sexton, the Speaker was authorized to appoint a special committee of three, one from the Placer, one from the Nevada delegation, and one from the Committee on Counties and County Boundaries, to take testimony on the above subject.

By Mr. Lemon, for an Act to amend an Act to create a Board of Supervisors in the counties of this State, and to define their duties and powers, approved March twentieth, eighteen hundred and fifty-five.

Read first and second times, and ordered on file.

By Mr. Reed, for an Act to authorize certain parties therein named to construct a wharf.

Read first and second times, and ordered on file.

By Mr Wiggin, for an Act to authorize the Board of Supervisors of the City and County of San Francisco to repeal and annul a certain resolution of intention to change street grades

Read first and second times, and referred to the San Francisco delegation.

Also, for an Act granting to certain persons therein named the right to lay a railroad track along certain streets in the City and County of San Francisco.

Read first and second times, and referred to the San Francisco delegation

Mr. Luttrell verbally reported Senate bill No. 307, an Act granting the right to construct and maintain a bridge across the Klamath River, in Siskiyou County, recommending its passage.

The rules were suspended, and Senate bill No. 307, above reported, was read third time, and passed.

Mr. Wilcox, Chairman of the Committee on Corporations, had leave to make the following report:

MR. SPEAKER:—The Committee on Corporations have had under consideration Senate bill No. 248, an Act concerning assessments upon the stock of corporations, and report the same back to the House, and recommend its passage.

WILCOX, Chairman.

By Mr. Olds, for an Act for the relief of the County of Marin.

Read first and second times, and referred to the Judiciary Committee.

By Mr. Pattison, for an Act to regulate the salary of the Superintendent of Common Schools in the County of Nevada, and defining his duties.

Read first and second times, and referred to the Nevada delegation.

GENERAL FILE.

Assembly bill No. 224, an Act to amend an Act entitled an Act to prohibit barbarous and noisy amusements on the Christian Sabbath, approved March sixteenth, eighteen hundred and fifty-five.

Mr. Hunt of Santa Clara moved to indefinitely postpone the bill, and called for the reading of the minority report of the Committee on Public Morals

Mr. Wilcox moved to dispense with the further reading of the report.

The House refused.

Mr. Pattison offered the following amendment: At the end of section one, add the following:

Provided, The Sabbath day shall be observed by all theatres by the playing of the play known as the "Octoroon" during the forenoon, and the play known as "Uncle Tom's Cabin" during the evening; and no other plays whatsoever shall be performed in any theatre on the Christian Sabbath.

Messrs. Leech, Chamberlain, and Collier, demanded the previous question.

Sustained.

On the adoption of the amendment offered by Mr. Pattison, Messrs.

Brown of Tulare, McClelland, and Lupton, demanded the ayes and noes, and the amendment was rejected, by the following vote :

AYES—Messrs. Anthony, Bugbee, Chamberlain, Chappell, Collier, Dornin, Dutton, Goodall, Hamlin, Hatch, Hogle, Hunt of Santa Clara, Leech, Meredith, Pattison, Satterwhite, Sherwood, Smith of El Dorado, Stewart, Zuck, and Mr. Speaker—20.

NOES—Messrs. Bledsoe, Bosquit, Bowman, Brown of Amador, Brown of Tulare, Chase, Corey, Dorr, Downing, Dwyer, Eagar, Goodwin, Hawkins, Hearst, Hill, Hoag, Holden, Hopper, Huestis, Kidder, Lee, Lemon, Long, Lupton, Luttrell, Mace, Maholmb, McClelland, Murch, Olds, Parrish, Perrin, Peterson, Reed, Sawyer, Sexton, Smith of Butte, Steele, Taylor, Tilden, Wiggin, and Wilcox—42.

On the motion to indefinitely postpone, Messrs. McClelland, Holden, and Hawkins, demanded the ayes and noes, and the bill was indefinitely postponed, by the following vote :

AYES—Messrs. Anthony, Batchelder, Bosquit, Bowman, Brown of Amador, Brown of Contra Costa, Bugbee, Chamberlain, Chappell, Coghlan, Collier, Corey, Dorr, Dornin, Downing, Dutton, Dwyer, Goodall, Hamlin, Hansbrow, Hatch, Hogle, Hopper, Huestis, Hunt of Santa Clara, Leech, Lemon, Long, Meredith, Olds, Pattison, Reed, Satterwhite, Smith of Butte, Smith of El Dorado, Stewart, Taylor, Tilden, Wiggin, Wilson, Zuck, and Mr. Speaker—42.

NOES—Messrs. Bledsoe, Braly, Brown of Tulare, Chase, Eagar, Goodwin, Hawkins, Hearst, Hill, Hoag, Holden, Hollister, Kidder, Lee, Lupton, Luttrell, Maholmb, McClelland, Murch, Parrish, Peterson, Sawyer, Sexton, Sherwood, and Steele—25.

The Speaker announced the following committee to investigate and report upon the facts concerning the boundary line between Placer and Nevada Counties : Messrs. Luttrell, Dornin, and Sexton.

GENERAL FILE RESUMED.

Assembly bill No. 329, an Act to confer additional powers upon the Board of Supervisors of the City and County of San Francisco.

Mr. Clayton offered a substitute.

Messrs. Chase, Pattison, and Eagar, demanded the previous question. Sustained.

On the adoption of the substitute, Messrs. Dwyer, Clayton, and Dutton, demanded the ayes and noes, and the substitute was rejected, by the following vote :

AYES—Messrs. Bowman, Clayton, Dutton, Dwyer, and Stewart—5.

NOES—Messrs. Anthony, Batchelder, Bledsoe, Bosquit, Braly, Brown of Amador, Brown of Tulare, Bugbee, Campbell, Chase, Coghlan, Collier, Corey, Dorr, Dornin, Downing, Eagar, Goodwin, Hamlin, Hansbrow, Hatch, Hawkins, Hearst, Hill, Hoag, Hogle, Holden, Hopper, Howard, Huestis, Johnson, Kidder, Lee, Leech, Lemon, Long, Lupton, Luttrell, Mace, Maholmb, McClelland, Meredith, Murch, Olds, Parrish, Pattison, Peterson, Reed, Sawyer, Satterwhite, Sexton, Sherwood, Smith of Butte, Smith of El Dorado, Steele, Taylor, Tilden, Wiggin, and Mr. Speaker—59.

The bill was then ordered engrossed.

On motion of Mr. Wiggin, the rules were suspended, the bill considered engrossed, read third time, and passed.

On motion of Mr. Sawyer, at five o'clock and thirty minutes p. m., the House adjourned.

IN ASSEMBLY.

HOUSE OF ASSEMBLY,
Saturday, March 17th, 1866. }

House met pursuant to adjournment.

Speaker in the Chair.

Roll called.

Quorum present.

Prayer by the Chaplain.

Journal of yesterday read and approved.

Mr. Sexton had indefinite leave of absence, Mr. Taylor for one day, and Mr. Meredith for three days.

REPORTS.

Mr. Eagar, Chairman of the Committee on Ways and Means, made the following report :

MR. SPEAKER:—The Committee on Ways and Means, to whom was referred Assembly bill No. 591, an Act to transfer certain funds and to provide for the payment thereof, have had the same under consideration, report it back, and recommend its passage;

Also, Assembly bill No. 529, an Act to amend an Act entitled an Act to authorize the County Treasurer of the Counties of Napa, Lake, and Mendocino, to collect and receive certain public moneys as revenue, approved February twenty-ninth, eighteen hundred and sixty-four, and report it back, with amendment, and recommend its passage as amended.

EAGAR, Chairman.

Mr. Hogle, from the Committee on Engrossment, made the following report:

MR. SPEAKER:—The Committee on Engrossment have examined, and found correctly engrossed, Assembly bill No. 465, an Act to provide for the construction of a county road in Marin County by the Supervisors of Marin County;

Also, substitute for Assembly bill No. 438, an Act to authorize the Pacific Accumulation Loan Company to change its name;

Also, substitute for Assembly bill No. 501, an Act extending the time for the payment of a debt of ten thousand dollars due from Alpine County to Amador County;

Also, Assembly bill No. 521, an Act to fix the compensation of officers in Monterey County, and make the County Clerk ex officio Recorder;

Also, Assembly bill No. 528, an Act to amend an Act entitled an Act amendatory of an Act entitled an Act to define the boundaries and pro-

vide for the organization of Lake County, approved May twentieth, eighteen hundred and sixty-one, approved February twenty-ninth, eighteen hundred and sixty-four;

Also, Assembly bill No. 539, an Act to prevent the destruction of fish in the waters of Bolinas Bay, in Marin County;

Also, Assembly bill No. 543, an Act to regulate fees in office of the County Assessor, County Treasurer, and Tax Collector, in the County of Siskiyou, and to more fully define their duties;

Also, Assembly bill No. 545, an Act to regulate the salaries and compensation of certain officers in the County of Tehama;

Also, Assembly bill No. 538, an Act to ratify and confirm a certain ordinance of the City of San José in relation to supplying the City of San José with water;

Also, Assembly bill No. 437, an Act supplementary to an Act entitled an Act to amend an Act defining the time for commencing civil actions, passed April twenty-second, eighteen hundred and fifty, approved April eighteenth, eighteen hundred and sixty-three, approved February eighteenth, eighteen hundred and sixty-four.

HOGLE, for Committee.

Mr. Reed, Chairman of the Committee on Agriculture, made the following report:

MR. SPEAKER:—The Committee on Agriculture, to whom was referred Assembly bill No. 588, an Act for the encouragement of silk culture in California, have had the same under consideration, and report the same back, and respectfully recommend its passage.

REED, Chairman.

Mr. Brown of Contra Costa, Chairman of the Judiciary Committee, made the following report:

MR. SPEAKER:—The Judiciary Committee, to whom was referred Assembly bill No. 29, an Act amendatory of an Act to amend an Act entitled an Act to regulate proceedings in civil cases in Courts of justice of this State, approved March sixteenth, eighteen hundred and sixty-three;

Also, substitute for Assembly bill No. 29, an Act amendatory of an Act to amend an Act entitled an Act to regulate proceedings in civil cases in Courts of justice in this State, approved March sixteenth, eighteen hundred and sixty-three;

Also, Assembly bill No. 62, an Act to amend an Act passed April twenty-ninth, eighteen hundred and fifty-one, entitled an Act to regulate proceedings in civil cases in the Courts of justice in this State;

Also, Assembly bill No. 126, an Act to amend an Act entitled an Act to regulate proceedings in civil cases in the Courts of justice of this State, passed April twenty-ninth, eighteen hundred and fifty-one;

Also, Assembly bill No. 420, an Act to amend an Act entitled an Act to regulate proceedings in civil cases in the Courts of justice of this State, passed April twenty-ninth, eighteen hundred and fifty-one;

Also, Assembly bill No. 536, an Act to amend an Act entitled an Act to amend an Act entitled an Act to regulate proceedings in civil cases in Courts of justice in this State, approved April twenty-ninth, eighteen hundred and fifty, and approved April fourth, eighteen hundred and sixty-four;

Also, Assembly bill No. 339, an Act to amend an Act entitled an Act to regulate proceedings in civil cases in the Courts of justice of this State, passed April twenty-ninth, eighteen hundred and fifty-one, and all Acts amendatory thereof and supplementary thereto ;

Also, Assembly bill No. 559, an Act amendatory of an Act to amend an Act entitled an Act to regulate proceedings in civil cases in Courts of justice in this State, approved April twenty-ninth, eighteen hundred and fifty-one, approved April fourth, eighteen hundred and sixty-four ;

Also, Assembly bill No. 496, an Act to amend an Act entitled an Act to regulate proceedings in civil cases in the Courts of justice of this State, passed April twenty-ninth, eighteen hundred and fifty-one, and the Acts amendatory thereof and supplementary thereto ;

Also, Assembly bill No. 230, an Act to amend an Act entitled an Act to regulate proceedings in civil cases ;

Also, Assembly bill No. 356, an Act to amend an Act entitled an Act to regulate proceedings in civil cases in the Courts of justice of this State, passed April twenty-ninth, eighteen hundred and fifty-one ;

Also, Assembly bill No. 470, an Act to amend an Act entitled an Act to regulate proceedings in civil cases in the Courts of justice of this State ;

Also, Assembly bill No. 351, an Act to amend an Act entitled an Act to regulate proceedings in civil cases in the Courts of justice of this State, passed April twenty-ninth, eighteen hundred and fifty-one, and amended April twenty-seventh, eighteen hundred and sixty-three ;

Also, Assembly bill No. 364, an Act to amend an Act entitled an Act to regulate proceedings in civil cases in Courts of justice of this State, passed April twenty-ninth, eighteen hundred and fifty-one, and Acts amendatory thereof ;

Also, Assembly bill No. 550, an Act to amend an Act entitled an Act to regulate proceedings in civil cases in the Courts of justice of this State, approved April twenty-ninth, eighteen hundred and fifty-one ;

Also, Senate bill No. 176, an Act to amend an Act entitled an Act to regulate proceedings in civil cases in the Courts of justice of this State, passed April twenty-ninth, eighteen hundred and fifty-one ;

Also, Assembly bill No. 215, an Act to amend an Act entitled an Act relating to appeals, approved March twenty-third, eighteen hundred and fifty-four ;

Also, Assembly bill No. 291, an Act to amend an Act entitled an Act to regulate proceedings in civil cases in the Courts of justice of this State, passed April twenty-ninth, eighteen hundred and fifty-one ;

Also, Assembly bill No. 400, an Act to amend an Act entitled an Act to regulate proceedings in civil cases in the Courts of justice of this State, passed April twenty-ninth, eighteen hundred and fifty-one, and other Acts amendatory thereof ;

Also, Assembly bill No. 216, an Act to amend an Act entitled an Act to regulate proceedings in civil cases in the Courts of justice of this State, passed April twenty-ninth, eighteen hundred and fifty-one ;

Also, Assembly bill No. 165, an Act to amend an Act entitled an Act to regulate proceedings in civil cases in the Courts of justice of this State, passed April twenty-ninth, eighteen hundred and fifty-one ;

Have had the same under consideration, and respectfully report them back to the Assembly, with a substitute for the aforesaid bills, and recommend the passage of the substitute ;

Also, Assembly bill No. 397, an Act relating to taxes, and recommend that it do not pass;

Also, Assembly bill No. 565, an Act to authorize the removal of county seats, report it back, with amendments, and recommend its passage as amended;

Also, Assembly bill No. 408, an Act to provide for a special election to be held in the County of Tehama for the election of a County Clerk of said county;

Also, Assembly bill No. 495, an Act to legalize and confirm the acts of the Board of Supervisors of Tehama County in making certain appointments, and have amended the last mentioned bill, and respectfully report it back to the Assembly without recommendation, and would further state that they find *no legal objection to the passage of the two last named bills*, it being purely a question of policy;

Also, Assembly bill No. 124, an Act to provide for the expropriation of lands and waters for public use, have amended the same, report it back, and recommend its passage as amended.

BROWN, Chairman.

The usual number of copies of the substitute, above reported, was ordered printed.

Mr. Chamberlain, Chairman of the Committee on Federal Relations, made the following report:

MR. SPEAKER:—The Committee on Federal Relations, to whom was referred Senate bill No. 169, an Act to amend an Act to provide for choosing electors of President and Vice-President of the United States, approved April twenty-eighth, eighteen hundred and fifty-two, have had the same under consideration, report it back, and recommend its passage.

CHAMBERLAIN, Chairman.

Mr. Hatch, Chairman of the Committee on Roads and Highways, made the following report:

MR. SPEAKER:—The Committee on Roads and Highways, to whom was referred Assembly bill No. 527, an Act granting the right to construct and maintain a toll bridge across the Guallalla River, near its mouth, to the persons therein mentioned, have had the same under consideration, and beg leave to report the bill back, and recommend its passage.

HATCH, Chairman.

Mr. Smith of El Dorado made a report from the Committee on Mines and Mining Interests concerning the State geological survey, the usual number of copies of which was ordered printed.

Mr. Hunt of Sacramento, Chairman of the Committee on Claims, made the following report:

MR. SPEAKER:—The Committee on Claims, to whom was referred Assembly bill No. 307, an Act for the relief of Wells, Fargo & Co., amounting to the sum of fifteen hundred and forty-two dollars and fifty-three cents, beg leave to report the bill back, with the following amendments: Amend section one by striking out after the word "cents" in line three, the words "with legal interest thereon from the first day of March, eighteen hundred and sixty-two;" and amend line thirteen by striking out after the word "cents," "and interest as aforesaid;"

Also, Assembly bill No. 456, an Act to pay the claim of A. C. Monson for legal services, amounting to the sum of twelve hundred dollars, and report the bill back, and recommend its passage.

HUNT, Chairman.

Mr. Batchelder had time to make a report from the minority of the Committee on Claims.

Mr. Lemon made the following report :

Mr. SPEAKER:—The committee to whom was referred Assembly bill No. 527, an Act to authorize the construction of a toll bridge across the Gualalla River, report the same back, and recommend its passage, provided its author shall explain to the House in a satisfactory manner that the said bridge will not in any manner interfere with or obstruct ships running on his proposed steamship line.

LEMON,
MAHOLMB.

Mr. Sherwood, Chairman of the Committee on Public Expenditures and Accounts, made the following report :

Mr. SPEAKER:—The Committee on Public Expenditures and Accounts, having examined and found correct the following account, beg leave to report the same, and recommend the adoption of the accompanying resolution :

To whom due.	Amount.
Currier & Winter, for one photograph of the late President Lincoln, with frame.....	\$25 00

Resolved, That the Controller of State be and he is hereby authorized and required to draw his warrant on the Contingent Fund of the Assembly in favor of Currier & Winter, for the sum of twenty-five dollars.

SHERWOOD, Chairman.

The resolution above reported was adopted.

Mr. Wiggin made the following report :

Mr. SPEAKER:—The San Francisco delegation, to whom was referred Assembly bill No. 555, an Act to authorize the Exempt Fire Company of San Francisco to receive and manage the San Francisco Fire Department Charitable Fund, and to receive from the City and County of San Francisco a house and lot for its use, have had the same under consideration, and report the bill back, with an amendment, and recommend its passage as amended.

WIGGIN, for Delegation.

Assembly bill No. 555, above reported, was ordered on top of file for next Tuesday.

Mr. Eagar made a verbal report recommending the passage of Assem-

bly bill No. 592, an Act empowering the City Council of the City of Oakland to pay the damages for lands taken in laying out First street, in the City of Oakland, and to appropriate money for the same.

On motion of Mr. Eagar, the bill above reported was taken up, the rules suspended, considered engrossed, read third time, and passed, and under a suspension of Rule Number Thirty-Two, the Clerk was directed to immediately transmit the bill to the Senate.

Mr. Meredith made the following report:

Mr. SPEAKER:—The Sierra delegation, to whom was referred Senate bill No. 305, an Act entitled an Act to incorporate the Town of Downieville, passed March eighteenth, eighteen hundred and sixty-three, beg leave to report the same back, and recommend its passage.

MEREDITH, for Delegation.

Mr. Hatch made the following report:

Mr. SPEAKER:—The Nevada delegation, to whom was referred Assembly bill No. 600, an Act to regulate the salary of the Superintendent of Common Schools in the County of Nevada, and defining his duties, have had the same under consideration, and beg leave to report the bill back, with amendment, and recommend its passage as amended.

HATCH, for Delegation.

Chief Clerk Boruck made the following report:

To the Assembly of the State of California:

In accordance with a resolution introduced into the Assembly on Thursday, March fifteenth, by Mr. Bugbee, calling upon the Clerk of the House to report to the Assembly the names and per diem of all Clerks of the House, Sergeants-at-Arms, Deputies, and Assistants, Porters, Watchmen of the House, and of all committees and their Clerks, so that that the list shall include the name and per diem of every attaché of the Assembly, and that this report be made on Monday next, March nineteenth, eighteen hundred and sixty-six, I herewith submit the following report:

Names.	Office.	Per diem
M. D. Boruck.....	Chief Clerk.....	\$8 00
John H. Roberts.....	Assistant Clerk.....	8 00
L. D. Wicks.....	Second Assistant Clerk.....	8 00
J. M. Wood.....	Minute Clerk.....	8 00
J. Drum.....	Journal Clerk.....	8 00
John H. Housman.....	Assistant Journal Clerk.....	8 00
J. E. Youngburg.....	Enrolling Clerk.....	8 00
John E. Youngburg...	Assistant Enrolling Clerk.....	8 00
A. T. Zuck.....	Second Assistant Enrolling Clerk.....	8 00
Charles H. Pomeroy..	Third Assistant Enrolling Clerk.....	8 00
William L. Hawkins..	Fourth Assistant Enrolling Clerk.....	8 00
B. S. Marston.....	Engrossing Clerk.....	8 00
S. F. Taylor.....	Assistant Engrossing Clerk.....	8 00
J. H. Van Breemaatt..	Second Assistant Engrossing Clerk.....	8 00

Names.	Office.	Per diem
Henry T. Burr.....	Third Assistant Engrossing Clerk.....	\$8 00
E. L. Selfridge.....	Copying Clerk.....	8 00
J. C. Breen.....	Copying Clerk.....	8 00
William C. Norton....	Clerk Judiciary Committee.....	8 00
A. J. Rhoades.....	Clerk Committee on Claims.....	5 00
Seth Martin.....	Clerk Committee on Ways and Means.....	5 00
Hiram Arents.....	Clerk to Sergeant-at-Arms.....	8 00
Benjamin Dore.....	Sergeant-at-Arms.....	8 00
C. Roberts.....	Assistant Sergeant-at-Arms.....	6 00
M. C. Briggs.....	Chaplain.....	5 00
L. Callish.....	Porter.....	4 00
A. C. Brown.....	Porter.....	4 00
E. W. Thomas.....	Porter.....	4 00
Hiram Clock.....	Porter committee rooms.....	4 00
Charles S. Winn.....	Assistant Porter committee rooms.....	4 00
James Penny.....	Rear Yard Porter.....	2 00
I. H. Hathaway.....	Watchman.....	4 00
B. Cavanaugh.....	Fireman.....	4 00
Henry Orman.....	Serg't-at-Arms Insane Asylum Inves'g Com.	2 50
Charles Turner.....	Paper Folder Page.....	3 00
James Borland.....	Post Office Page.....	3 00
T. D. Meredith.....	Page.....	3 00
A. B. Selkirk.....	Page.....	3 00
J. H. Lee.....	Page.....	3 00
Merlin Keyes.....	Page.....	3 00
C. D. Lyman.....	Clerk Insane Asylum Investigating Com ...	4 00

M. D. BORUCK,
Chief Clerk of Assembly.

The above report was referred to the Committee on Public Expenditures and Accounts.

Mr. Smith of Butte made the following report:

MR. SPEAKER:—The committee to whom was referred Senate bill No. 212, an Act to authorize and require the Board of Supervisors of Butte County to levy a tax for the support of common schools in said county, and to abolish taxation by school districts for like purposes, report the same back, and recommend its passage.

SMITH,
TILDEN.

The rules were suspended, and Senate bill No. 212, above reported, was read third time, and passed.

Mr. Chappell presented a report of the Magdalen Asylum, the usual number of copies of which was ordered printed.

RESOLUTIONS.

Mr. Lee offered the following resolution:

Resolved, That the claim of Harvey E. Babcock for the sum of one hundred and six dollars for services in taking testimony in the case of A. C. Brown v. Miner Frink, is allowed, and the Controller is required to draw his warrant on the Treasurer for the sum of one hundred and six dollars in favor of H. E. Babcock for the services above specified, payable out of the Contingent Fund of the Assembly.

Adopted.

Mr. Downing offered the following resolution :

Resolved, That the Committee on Ways and Means be and is hereby instructed to report back to this House, on Monday, March nineteenth, eighteen hundred and sixty-six, with or without recommendation, Senate bill No. 282, an Act supplemental to the various Acts imposing and regulating stamp duties in this State.

Laid on the table.

Mr. Anthony had four days' leave of absence.

Mr. Reed offered the following resolution :

Resolved, That two hundred and forty copies of Senate bill No. 227, an Act entitled an Act to protect sheep, Cashmere and Angora goats from the ravages of dogs, be printed for distribution to the several County, Township, and District Assessors of this State; and that the Surveyor-General is hereby authorized and required to transmit the same to the said Assessors as soon as possible.

Adopted.

Mr. Smith of El Dorado offered the following resolution :

Resolved, That on and after Monday next no member shall speak more than ten minutes at any one time upon any motion, bill, or resolution before the Assembly.

Laid on the table.

Messrs. Dornin and Luttrell had each three days' leave of absence.

Mr. Goodwin offered the following resolution :

Resolved, That Alexander B. Selkirk, acting Paper Folder of the Assembly, be and is hereby allowed one dollar per day extra compensation from the date of his appointment as Page, payable out of the Contingent Fund of the Assembly.

Laid on the table.

Mr. Bowman offered the following resolution ;

Resolved, By the Assembly, that the Watchman be allowed the same compensation as is allowed by law to the Assistant Sergeant-at-Arms from the date of his appointment, and the Controller is hereby authorized to draw his warrant therefor, payable out of the apportionment for contingent expenses of the Assembly.

Laid on the table.

Mr. Perrin offered the following resolution :

Resolved, That any officer or attaché of the Assembly who is dissatisfied with his pay, is hereby invited to vacate his place.

Ruled out of order.

On motion of Mr. Wiggin, the Clerk was directed to transmit to the Senate, Assembly bill No. 329, an Act to confer additional powers upon the Board of Supervisors of the City and County of San Francisco.

MESSAGES FROM THE SENATE.

The following messages were received from the Senate:

SENATE CHAMBER,
March 16th, 1866. }

MR. SPEAKER:—The Senate, on the fourteenth instant, passed Senate bill No. 351, an Act concerning the office of District Attorney of the County of Placer;

Also, passed Senate bill No. 136, an Act relating to fire and marine insurance companies;

Also, passed Senate bill No. 328, an Act to authorize the Treasurer and Controller to transfer certain funds;

Also, passed Senate bill No. 343, an Act relating to the appointment of a Clerk for the Police Court in the City of Sacramento;

Also, passed Senate bill No. 347, an Act to grant the right to construct a wagon road;

Also, passed Senate bill No. 348, an Act granting certain powers to the McFarlane Pass Wagon Road Company;

Also, this day, adopted Senate concurrent resolution No. 38, requesting His Excellency the Governor to return to the Senate, Senate bill No. 313.

CHAS. W. GORDON,
Assistant Secretary.

SENATE CHAMBER,
March 17th, 1866. }

MR. SPEAKER:—The Senate, on yesterday, passed Senate bill No. 193, an Act amendatory of and supplementary to an Act entitled an Act to regulate the settlement of the estates of deceased persons, passed May first, eighteen hundred and fifty;

Also passed substitute for Assembly bill No. 411, an Act to organize and regulate townships in San Mateo County, and to define the respective powers, duties, and compensation of county and township officers in certain cases;

Also, passed Assembly bill No. 503, an Act to amend an Act entitled an Act to revise and amend an Act entitled an Act to incorporate the Town of Grass Valley, approved April fifteenth, eighteen hundred and sixty-one, approved February sixth, eighteen hundred and sixty-four;

Also, passed with amendments, substitute for Assembly bill No. 238, an Act granting to the Board of Supervisors of Alpine County the right to charge and collect toll for the transportation of wood, saw logs, and lumber, down the main Carson River, in said county, and respectfully ask the concurrence of the Assembly in the amendments;

Also, adopted Senate concurrent resolution No. 39, granting leave of absence to George A. Pendleton, County Clerk of San Diego County;

Also, this day, passed Senate Bill No. 299, an Act to confer further powers upon the Board of Education of the City and County of San Francisco.

CHAS. W. GORDON,
Assistant Secretary.

CONSIDERATION OF SENATE MESSAGES.

Senate substitute for Senate bill No. 299, above reported, read first and second times, rules suspended, read third time, and passed.

Senate bill No. 193, above reported, read first and second times, and referred to the Judiciary Committee.

The House concurred in Senate amendments to Assembly bill No. 238, above reported.

The House concurred in Senate concurrent resolution No. 38, above reported.

The House concurred in Senate concurrent resolution No. 39, above reported.

Senate bill No. 351, above reported, read first and second times, rules suspended, read third time, and passed.

Senate bill No. 136, above reported, read first and second times, and referred to the Committee on Corporations.

Senate bill No. 343, above reported, read first and second times, and referred to the Sacramento delegation.

Senate bill No. 328, above reported, read first and second times, and referred to the Committee on Ways and Means.

Senate bill No. 347, above reported, read first and second times, and referred to the Committee on Roads and Highways.

Senate bill No. 348, above reported, read first and second times, and referred to the Tulare delegation.

Mr. Long gave notice that he would introduce a bill for an Act to tax corporations, joint stock companies and associations.

INTRODUCTION OF BILLS.

Bills were introduced as follows:

By Mr. Singleton, for an Act to further regulate the collection of taxes in Sierra County.

Read first and second times, rules suspended, considered engrossed, read third time, and passed.

By Mr. Lattrell, for an Act to prevent fraud in the collection of foreign miners' licenses in the County of Siskiyou.

Read first and second times, and ordered on file.

By Mr. Cory, for an Act to allow the Western Pacific and the San Francisco and San José Railroad Companies, and others, to take gravel from the channel of Coyote Creek, in the County of Santa Clara.

Read first and second times, and ordered on file.

By Mr. Eagar, for an Act granting to R. J. Vandewater, his associates, their successors, or assigns, the right to construct, maintain, and operate a railroad in certain streets in the City of Oakland.

Read first and second times, rules suspended, considered engrossed, read third time, and passed, Rule Number Thirty-Two suspended, and ordered to be sent to the Senate.

By Mr. Peterson, for an Act to appropriate money for the support of a normal school at Los Angeles City.

Read first and second times, and referred to the Committee on Ways and Means.

By Mr. Coghlan, for an Act to promote the culture of hemp in the State of California.

Read first and second times, and referred to the Committee on Agriculture.

By Mr. Parrish, for an Act to amend section first of an Act relating to the First Judicial District, and to fix the time for holding the Courts in said District.

Read first and second times, rules suspended, considered engrossed, read third time, and passed, Rule Number Thirty-Two suspended, and the Clerk directed to send the bill to the Senate.

By Mr. Singleton, for an Act to provide for the maintenance and government of the State burial ground.

Read first and second times, and referred to the Committee on Public Buildings.

By Mr. Stewart, for an Act for the relief of purchasers of swamp and overflowed land.

Read first and second times, and referred to the Committee on Swamp and Overflowed Lands.

By Mr. Batchelder, for an Act supplementary to and amendatory of an Act entitled an Act to authorize the County of Yuba to donate sixty-five thousand dollars to the Yuba Railroad Company, and to provide for the payment of the same and other matters relating thereto, approved February thirteenth, eighteen hundred and sixty-six.

Read first and second times, rules suspended, considered engrossed, read third time, and passed, and under a suspension of Rule Number Thirty-Two, the Clerk was directed to transmit the bill to the Senate.

Mr. Eagar, Chairman of the Committee on Ways and Means, had leave to make the following report:

Mr. SPEAKER:—The Committee on Ways and Means, to whom was referred Senate bill No. 312, an Act to transfer certain funds, have had the same under consideration, report it back, and recommend its passage.
EAGAR, Chairman.

GENERAL FILE.

Assembly bill No. 446, an Act to authorize the Controller of State to issue duplicate warrants to John Gierl—read third time, and passed.

Assembly bill No. 530, an Act to locate and establish a certain road—indefinitely postponed.

Senate bill No. 359, an Act concerning assessment rolls and returns to be made of property exempt from taxation—read third time and passed.

Senate bill No. 194, an Act supplementary to an Act entitled an Act to provide for the appointment and prescribe the duties of guardians, passed April nineteenth, eighteen hundred and fifty—read third time, and passed.

Senate bill No. 195, an Act to amend an Act entitled an Act concerning wills, passed April tenth, eighteen hundred and fifty—read third time, and passed.

Assembly bill No. 570, an Act to amend an Act entitled an Act concerning the collecting of poll taxes, license taxes, and foreign miners' licenses in the County of Sierra, approved April ninth, eighteen hundred and sixty-two—rules suspended, considered engrossed, read third time, and passed.

Senate bill No. 308, an Act to provide for the time of holding the County Court and Probate Court of the County of Contra Costa, and to authorize special terms of the County Court to be holden therein—committee amendments adopted, read third time, and passed.

Assembly bill No. 547, an Act for the relief of T. M. Brown—considered in Committee of the Whole.

IN ASSEMBLY.

Reported, rules suspended, considered engrossed, read third time, and passed.

Assembly bill No. 466, an Act for the relief of Alexander Gibson—considered in Committee of the Whole.

IN ASSEMBLY.

Reported, rules suspended, considered engrossed, read third time, and passed

Senate bill No. 222, an Act to authorize the Board of Supervisors of San Luis Obispo County to fix the amount of the bond of the Tax Collector of said county—read third time, and passed.

Assembly bill No. 571, an Act to provide for the division of Sutter County into assessment districts for the election of District Assessors, and to define their duties, liabilities, and compensation—rules suspended, considered engrossed, read third time, and passed.

Assembly bill No. 586, an Act authorizing John A. Appleton and others to improve the channel of King's River, in Fresno County, and to construct and maintain booms—rules suspended, considered engrossed, read third time, and passed.

Substitute for Senate bill No. 216, an Act to amend an Act entitled an Act to provide revenue for the support of the government of this State, approved May seventeenth, eighteen hundred and sixty-one, and to repeal certain provisions of the revenue Acts of this State—ordered on top of file for next Tuesday

Assembly bill No. 278, an Act to alter and define the boundary lines of San Mateo County—made special order for March twenty-third, eighteen hundred and sixty-six.

Assembly bill No. 353, an Act concerning State school poll taxes, and supplementary to and amendatory of an Act entitled an Act to provide revenue for the support of the government of this State, approved May seventeenth, eighteen hundred and sixty-one—read third time, and passed.

Assembly bill No. 490, an Act relative to the Board of Supervisors of Amador County, defining their powers and duties—read third time, and passed.

Assembly bill No. 449, an Act to prevent seduction.

Mr. Sawyer moved to refer the bill to the Judiciary Committee.

The House refused.

Mr. Coghlan moved to refer to the Judiciary Committee, with special instructions.

Messrs. Sherwood, Stewart, and Collier, demanded the previous question. Sustained.

The motion of Mr. Coghlan was then adopted.

Assembly bill No. 422, an Act to authorize and empower the Board of Supervisors of the City and County of San Francisco to modify the grade of streets in said city and county—read third time, and passed.

Assembly bill No. 189, an Act amendatory of an Act to limit the hours of labor, approved May seventeenth, eighteen hundred and fifty-three—amendments reported by the Committee of Conference, adopted.

Mr. Bugbee had one days' leave of absence.

Assembly bill No. 520, an Act concerning the collection of taxes, foreign miners' and other licenses—ordered engrossed.

Senate bill No. 263, an Act to amend an Act entitled an Act concerning conveyances, passed April sixteenth, eighteen hundred and fifty-one, and of the Acts amendatory thereof and supplementary thereto—read third time and passed.

Senate bill No. 158, an Act to amend an Act entitled an Act to regulate proceedings in criminal cases, approved May first, eighteen hundred and fifty-one—read third time and passed.

Mr. Singleton had two days' leave of absence.

Assembly bill No. 576, an Act for the settlement of delinquent taxes for the year eighteen hundred and sixty-two in the County of San Luis Obispo—amendment adopted, rules suspended, considered engrossed, read third time, and passed.

Assembly bill No. 425, an Act for the relief of the commissioned officers of the California Volunteers in the service of the United States—ordered on top of the file for Wednesday next.

Assembly bill No. 526, an Act to amend an Act entitled an Act to amend an Act entitled an Act to regulate elections, passed March twenty-ninth, eighteen hundred and fifty, approved April twentieth, eighteen hundred and sixty-three—ordered engrossed.

The hour of one o'clock P. M. having arrived, the House took its daily recess.

HOUSE RE-ASSEMBLED.

At two o'clock P. M., the House re-assembled.

Speaker in the Chair.

Roll called.

Quorum present.

Mr. Long moved a call of the House.

The House refused.

Mr. Sawyer had leave to make a verbal report on Senate bill No. 373, an Act to authorize the printing and distribution of certain laws and blanks, recommending its passage.

Mr. Corey, Chairman of the Committee on Enrolment, made the following report:

Mr. SPEAKER:—The Committee on Enrolment have examined, and found correctly enrolled, Assembly bill No. 44, an Act to provide for the payment of moneys advanced by Hall & Allen in the trial of the case of the People v Horace Smith;

Also, Assembly bill No. 162, an Act to create the County of Inyo, to define its boundaries, and to provide for its organization;

Also, Assembly bill No. 241, an Act to amend an Act entitled an Act amendatory of an Act entitled an Act providing for the time of holding the several Courts of record in this State, passed April twenty-seventh, eighteen hundred and sixty-three, approved March twenty-fourth, eighteen hundred and sixty-four;

Also, Assembly bill No. 258, an Act amendatory of and supplementary to an Act entitled an Act for the preservation of seals, or sea lions, at and near the entrance to the Harbor of San Francisco, approved April eighth, eighteen hundred and sixty-three;

Also, Assembly bill No. 372, an Act concerning marks and brands in the County of Siskiyou;

Also, Assembly bill No. 375, an Act to amend an Act entitled an Act to extend an Act to prevent stallions from running at large in the County of Sacramento, approved March twenty-eighth, eighteen hundred and fifty-nine, approved March twentieth, eighteen hundred and sixty;

Also, Assembly bill No. 441, an Act to fix the amount of the salary of the County Judge of the County of San Joaquin;

Also, Assembly bill No. 494, an Act to amend an Act entitled an Act to provide for the payment of the debt of Santa Cruz County, approved April twenty-fourth, eighteen hundred and fifty-seven;

Also, Assembly bill No. 504, an Act for the relief of M. C. Bateman;

Also, substitute for Assembly bills Nos. 52 and 116, an Act to amend an Act entitled an Act to regulate the settlement of the estates of deceased persons, passed May first, eighteen hundred and fifty-one, and all Acts amendatory thereof and supplementary thereto;

Also, Assembly bill No. 144, an Act for the relief of the heirs of Edwin A. Brown;

Also, Assembly bill No. 288, an Act to establish pounds in the County of San Mateo;

Also, Assembly bill No. 412, an Act to authorize J. Q. A. Tilton and others to construct and maintain a turnpike road from the point where the main county road crosses the San Mateo Creek to Half Moon Bay, and to charge and collect tolls for travel thereon;

Also, Assembly bill No. 432, an Act in relation to the fees of office of the District Attorneys of the Counties of Lake, Napa, Santa Barbara, and San Joaquin;

Also, Assembly bill No. 458, an Act to amend an Act entitled an Act to promote the study of anatomy;

And on this, the seventeenth day of March, eighteen hundred and sixty-six, delivered the same to the Governor for his approval

COREY, Chairman.

FURTHER INTRODUCTION OF BILLS.

Bills were further introduced as follows:

By Mr. Sawyer, for an Act to confer certain powers on night watchmen in towns and villages in Calaveras County.

Read first and second times, and referred to the Calaveras delegation.

By Mr. Sherwood, for an Act amendatory of an Act fixing the number of officers and employes of the Senate and Assembly, to define their duties and to establish their pay, approved May twentieth, eighteen hundred and sixty-one

Read first and second times, and ordered on file.

By Mr. Chappell, for an Act supplementary to an Act approved April sixteenth, eighteen hundred and fifty, concerning crimes and punishments.

Read first and second times and referred to the Judiciary Committee.

GENERAL FILE RESUMED.

Senate bill No. 228, an Act to authorize the issuance of certain duplicate bonds to A. W. Pitcher of Madison, Indiana—read third time, and passed.

Senate bill No. 297, an Act to authorize the issuance of a duplicate bond of the State of California to the legal representatives of Jean D. Bodinier, deceased—read third time, and passed.

Senate bill No. 327, an Act to pay the expenses of the survey of the Yosemite Valley and Mariposa Big Tree Grove—read third time, and passed.

Senate bill No. 300, an Act to authorize the Controller of this State to issue a duplicate warrant to the Bangor Guards—read third time, and passed.

Substitute for Senate bill No. 339, an Act to incorporate the Town of Vallejo—read third time, and passed.

Senate bill No. 372, an Act supplementary to the various Acts now in force respecting foreign miners' licenses—read third time, and passed.

Assembly bill No. 546, an Act to amend an Act entitled an Act to provide for the formation of corporations for the accumulation and investment of funds and savings, approved April eleventh, eighteen hundred and sixty-two, and all Acts amendatory thereof and supplementary thereto—ordered engrossed

Assembly bill No. 566, an Act to facilitate the building of railroads in this State by enabling and authorizing counties to aid in their construction, providing for the issuance of bonds thereof, and for the redemption thereof—amendments adopted, rules suspended, considered engrossed, and read third time.

Mr. Leech moved to indefinitely postpone the bill.

Mr. Lupton moved to recommit, with special instructions.

Messrs. Leech, Howard, and Chappell, demanded the ayes and noes.

Mr. Lupton moved to make the bill the special order for next Tuesday. The House refused.

The roll was called, and the House refused to indefinitely postpone the bill, by the following vote:

AYES—Messrs. Bledsoe, Campbell, Hatch, Hogle, Leech, and Lemon—6.

NOES—Messrs. Ayer, Batchelder, Bosquit, Brown of Contra Costa, Brown of Tulare, Chamberlain, Chappell, Chase, Coghlan, Collier, Corey, Dorr, Dornin, Downing, Hamlin, Hansbrow, Hill, Hoag, Holden, Hopper, Huestis, Kidder, Long, Lupton, Luttrell, Mace, Maholmb, Murch, Olds, Parrish, Pattison, Reed, Sawyer, Satterwhite, Sherwood, Smith of El Dorado, Steele, Stewart, Tilden, Ward, Wilcox, Zuck, and Mr. Speaker—43.

Messrs. Zuck, Stewart, and Hill, demanded the previous question.

Sustained.

On the passage of the bill, Messrs. Leech, Downing, and Long, demanded the ayes and noes, and the bill was passed, by the following vote:

AYES—Messrs. Ayer, Batchelder, Bowman, Brown of Contra Costa, Brown of Tulare, Chamberlain, Chappell, Chase, Coghlan, Collier, Corey, Dorr, Dornin, Hamlin, Hansbrow, Hill, Hoag, Holden, Hopper, Huestis, Kidder, Long, Luttrell, Mace, Maholmb, Murch, Olds, Parrish, Pattison, Reed, Sawyer, Satterwhite, Sherwood, Smith of El Dorado, Steele, Stewart, Tilden, Ward, Wilcox, Zuck, and Mr. Speaker—41.

NOES—Messrs. Bledsoe, Campbell, Downing, Hatch, Hogle, Leech, Lemon, Lupton, and Perrin—9.

On motion of Mr. Holden, the title of the bill was amended by striking out the title, and inserting "An Act to enable the several counties in this State to aid in the construction of railroads."

Mr. Long gave notice of a motion to reconsider the vote by which the above bill was passed.

Senate bill No. 248, an Act concerning assessments upon the stock of corporations—read third time, and passed.

Assembly bill No. 596, an Act to authorize certain parties therein named to construct a wharf—rules suspended, considered engrossed, read third time, and passed.

Assembly bill No. 601, an Act to amend an Act entitled an Act to create a Board of Supervisors in the counties of this State, and to define their duties and powers, approved March twentieth, eighteen hundred and fifty-five—rules suspended, considered engrossed, read third time, and passed.

MESSAGES FROM THE GOVERNOR.

The following messages were received from the Governor:

STATE OF CALIFORNIA, EXECUTIVE DEPARTMENT, }
Sacramento, March 17th, 1866 }

To the Assembly of the State of California:

I have to inform your honorable body that I have approved Assembly bill No. 208, an Act to re-incorporate the City of San José;

Also, Assembly bill No. 166, an Act to authorize Theodore A. Linn, Joseph F. Montgomery, A. A. Hadley, and John Ray, together with those whom they may associate with them, to construct and maintain a turnpike road from Upper Mattole Valley to Shelter Cove, in Humboldt County, and to charge and collect toll thereon;

Also, Assembly bill No. 277, an Act granting the Kearsarge Road Company and their assigns the right to construct and maintain a toll road, and collect tolls thereon;

Also, Assembly bill No. 404, an Act to fix the compensation of the Board of Supervisors of Sutter County;

Also, Assembly bill No. 236, an Act to provide for the better protection of the petroleum mining interests of this State;

Also, Assembly bill No. 398, an Act to authorize the construction of a wagon road from the Cold Spring House, in Butte County, to Greenville, in Plumas County;

Also, Assembly bill No. 459, an Act to authorize the construction of a wagon road from Webber's Lake, in Sierra County, to Randolph, Sierra Valley;

Also, Assembly bill No. 469, an Act to authorize the Board of Supervisors of Shasta County to annul certain bonds.

FRED'K F. LOW,
Governor.

STATE OF CALIFORNIA, EXECUTIVE DEPARTMENT, }
Sacramento, March 17th, 1866 }

To the Assembly of the State of California:

At the request of the delegation from Siskiyou, I herewith return to your honorable body, without my approval, Assembly bill No. 415, an Act to amend an Act entitled an Act concerning lawful fences, approved April twenty-seventh, eighteen hundred and fifty-five, and amended by an Act approved April fourth, eighteen hundred and sixty-four.

The bill is returned for the correction of an error contained therein.

FRED'K F. LOW,
Governor.

Mr. Huestis offered the following resolution :

Resolved, That the Sergeant-at-Arms be instructed to provide one hundred additional newspaper stamps to any members of this House who may have used all heretofore provided.

Mr. Sherwood offered the following amendment : " Provided each member shall pay for the same "

The resolution as amended was then adopted.

Mr. Chamberlain made the following report :

MR. SPEAKER :—The San Joaquin delegation, to whom was referred Senate bill No. 161, an Act to provide for the construction of a canal for irrigating certain lands between the Mokelumne and Calaveras Rivers, in San Joaquin County, with the amendments reported by the Committee on Corporations, report that the owners of land through which the proposed canal is to pass are desirous of the passage of the bill, and believe that the amendments proposed by the committee will defeat the object sought to be obtained by its passage, viz : the construction of the canal at an early day, the undersigned therefore recommend that the word "twenty," in the first amendment proposed by the committee, be stricken out, and that "twenty-five" be inserted in lieu thereof, and that in lieu of the second amendment the accompanying proviso be added to section three.

CHAMBERLAIN,
GREENE.

Senate bill No. 161, above reported, was then taken up, amendments adopted in accordance with the recommendation of the delegation, read third time, and passed.

Mr. Dornin offered a concurrent resolution relating to the purchase and distribution of twenty framed copies of the lithograph of the constitutional amendment abolishing slavery.

Laid on the table

Mr. Goodall had one day's leave of absence.

On motion of Mr. Sherwood, the rules were suspended, and Assembly bill No. 613 was taken up.

Messrs Long, Chappell, and Downing, demanded the previous question.

Sustained.

Mr. Wilson moved to indefinitely postpone the bill.

Mr Brown of Contra Costa moved to recommit the bill.

Upon which, Messrs. Chamberlain, Lecch, and Ayer, demanded the ayes and noes, and the bill was recommitted, by the following vote :

AYES—Messrs. Bledsoe, Bowman, Brown of Amador, Brown of Contra Costa, Brown of Tulare, Campbell, Coghlan, Collier, Corey, Downing, Hamlin, Hansbrow, Hatch, Hill, Hoag, Hogle, Holden, Howard, Kidder, Lecch, Lemon, Lupton, Reed, Sawyer, Smith of El Dorado, Steele, Tilden, Wilcox, and Zuck—29.

NOES—Messrs. Ayer, Batchelder, Chamberlain, Chappell, Long, Luttrell, Murch, Olds, Parrish, Pattison, Perrin, Satterwhite, Stewart, Ward, Wilson, and Mr. Speaker—16.

At three o'clock and forty-five minutes P. M., Mr. Coghlan moved to adjourn.

Upon which, Messrs. Leech, Pattison, and Ayer, demanded the ayes and noes, and the House refused, by the following vote :

AYES—Messrs. Brown of Amador, Campbell, Coghlan, Collier, Corey, Downing, Hamlin, Hatch, Holden, Howard, Iluestis, Lupton, Murch, Parrish, Smith of El Dorado, and Wilson—16.

NOES—Messrs. Batchelder, Bowman, Brown of Contra Costa, Brown of Tulare, Chamberlain, Chappell, Dornin, Hausbrow, Hill, Hoag, Hogle, Kidder, Leech, Lemon, Long, Luttrell, Pattison, Perrin, Reed, Sawyer, Satterwhite, Sherwood, Steele, and Tilden—24.

Mr. Pattison offered a resolution instructing the Sergeant-at-Arms to furnish the committee appointed to survey the boundary line between Nevada and Placer Counties with sundry articles.

Adopted.

Mr. Sawyer offered a resolution that the House do now adjourn in honor of the day.

Ruled out of order, (Mr. Satterwhite in the Chair.)

At three o'clock and fifty-five minutes P. M., the Speaker pro tem declared the House adjourned.

IN ASSEMBLY.

HOUSE OF ASSEMBLY.

Monday, March 19th, 1866. }

House met pursuant to adjournment.

Speaker in the Chair.

Roll called.

Quorum present.

Prayer by the Chaplain.

Journal of Saturday last read and approved.

Mr. Hunt of Santa Clara had three days' leave of absence, and Messrs. Hamlin, Sherwood, McClelland, Hawkins, and all other absentees, had each leave for one day.

The Speaker appointed Mr. Holden to fill the vacancy in the Judiciary Committee caused by the resignation of Mr. Long.

PETITIONS.

Mr. Coghlan presented a petition from citizens of Napa County against the passage of any Act by which the people of said county will be taxed for the purpose of building a railroad in said county.

Laid on the table.

Also, presented a petition from citizens of Napa County for the repeal of the Act to authorize the Board of Supervisors of Napa County to take and subscribe to the capital stock of the Napa Valley Railroad Company, and to provide for the payment of the same, and other matters relating thereto, passed April fourth, eighteen hundred and sixty-four.

Laid on the table.

Mr. Brown of Contra Costa presented a petition from residents of Contra Costa County, remonstrating against any increase of taxes in said county for road purposes.

Referred to the Contra Costa delegation.

Mr. Wilcox presented a petition from sundry persons for a change in the boundary line between the Counties of Mariposa and Fresno

Referred to the Mariposa and Fresno delegations.

Mr. Zuck presented a petition from sundry persons against the taxation of church edifices.

Laid on the table.

Mr. Reed presented a petition from citizens and tax payers of Yolo County for the passage of an Act to authorize the Board of Supervisors of said county to levy a tax of twenty-five cents on every one hundred dollars of taxable property in said county, for the construction of a wagon road from the town of Woodland to or near the Elkhorn Ranch, on the Sacramento River.

Referred to the Yolo delegation.

Also, presented a remonstrance from citizens of Yolo County against the passage of such law.

Referred to the Yolo delegation.

Mr. Lemon presented a petition from residents of Suisun City remonstrating against the granting to any parties or corporations any exclusive privilege or right of supplying said city with water.

Laid on the table.

Mr. Long withdrew his notice of a motion to reconsider the vote whereby was passed Assembly bill No. 566, an Act to enable the several counties in this State to aid in the construction of railroads, and the Clerk was directed to transmit the bill immediately to the Senate.

REPORTS.

Mr. Hogle made a report from the Committee on State Prison.

[For report, see Appendix.]

The usual number of copies of the above report was ordered printed.

Mr. Hogle, from the Committee on Engrossment, also made the following report:

MR. SPEAKER:—The Committee on Engrossment have examined, and found correctly engrossed, Assembly bill No. 476, an Act to authorize W. G. Hunt, L. M. Curtis, and others, to construct a lock in Cache Creek, at or near the outlet of Clear Lake, in Lake County;

Also, Assembly bill No. 518, an Act to amend an Act entitled an Act prescribing the mode of maintaining possessory actions on public lands in this State, approved April twentieth, eighteen hundred and fifty-two, and all Acts amendatory thereof;

Also, Assembly bill No. 542, an Act to amend an Act entitled an Act to provide for the issuance of patents to lands located with State school land warrants, and for lands purchased under the Act of April twenty-third, eighteen hundred and fifty-eight, approved April sixteenth, eighteen hundred and fifty-nine;

Also, Assembly bill No. 576, an Act for the settlement of delinquent taxes for the year eighteen hundred and sixty-two, in the County of San Luis Obispo;

Also, Assembly bill No. 515, an Act supplementary to and amendatory of an Act entitled an Act to authorize the County of Placer to subscribe to the capital stock of the Central Pacific Railroad Company of Califor-

nia, and to provide for the payment of the same, and other matters relating thereto ;

Also, substitute for Assembly bill No. 318, an Act to amend an Act entitled an Act to provide for the annulling of certificates of purchase of lands sold on a credit and declared forfeited for the non-payment of interest or principal, and for the relief of purchasers of swamp and overflowed lands, approved April ninth, eighteen hundred and sixty-one ;

Also, Assembly bill No. 563, an Act to provide for the care and sale of the furniture and fixtures of the legislative committee rooms ;

Also, Assembly concurrent resolution No. 61, relating to the withdrawal of Assembly bill No. 401 ;

Also, substitute for Assembly bill No. 498, an Act to define a legal inch of water, and to regulate the measurement of the same when sold for mining, agricultural, or other purposes.

HOGLE, for Committee.

Mr. Brown of Contra Costa, Chairman of the Judiciary Committee, made the following report :

MR. SPEAKER :—The Judiciary Committee, to whom was referred Assembly bill No. 599, an Act for the relief of the County of Marin, report the same back, with a substitute, and recommend the passage of the substitute ;

Also, Assembly bill No. 287, an Act to amend an Act entitled an Act in relation to proceedings in certain suits, approved April fourth, eighteen hundred and sixty-four, and recommend that the bill be referred to the Committee on Ways and Means ;

Also, an Act to change the name of Virginia F. Thompson to Virginia F. Lawrence, and recommend that the bill do not pass, for the reason that the party has her remedy under the general law ;

Also, Assembly bill No. 155, an Act to exempt mining claims from the common law rules of forfeiture, and report the bill back to the Assembly, with a substitute therefor ;

Also, Assembly bill No. 40, an Act for acquiring and maintaining title to quartz mining claims ; also, substitute for Assembly bill No. 40, an Act to provide for acquiring and maintaining titles to quartz, silver, copper, and other mining claims, and cannot recommend the passage of either of these bills, believing that a compliance with the provisions of the eighth, ninth, tenth, and eleventh sections of the substitute, would lead to great and unnecessary inconvenience to owners of quartz mining claims ;

Also, Assembly bill No. 222, an Act for the encouragement of mining, and report it back to the Assembly, with a recommendation that the bill do not pass, for the reason that the objects sought in the bill have been accomplished by the passage of an Act at a previous time during the present session of the Legislature.

BROWN, Chairman.

Mr. Hatch, Chairman of the Committee on Roads and Highways, made the following report :

MR. SPEAKER :—The Committee on Roads and Highways, to whom was referred Senate bill No. 347, an Act to grant the right to construct a wagon road, have had the same under consideration, and beg leave to report the bill back, and recommend its passage.

HATCH, Chairman.

Mr. Brown of Tulare made the following report:

MR. SPEAKER:—The Tulare delegation, having had Senate bill No. 348 under consideration, an Act granting certain powers to the McFarlane Pass Wagon Road Company, beg leave to report the bill back to the House, and recommend its passage.

BROWN, for Delegation.

Mr. Campbell made the following report:

MR. SPEAKER:—The El Dorado delegation, to whom was referred Assembly bill No. 541, an Act to amend an Act entitled an Act creating the offices of Township Collectors and Assessors in the Counties of El Dorado and Amador, approved April twenty-fifth, eighteen hundred and sixty-two, and an Act amendatory thereof, approved April fourth, eighteen hundred and sixty-four, have had the same under consideration, and beg leave to report the bill back to the House, and recommend its passage.

CAMPBELL, for Delegation.

Assembly bill No. 541, above reported, was taken up, the rules suspended, considered engrossed, read third time, and passed.

Mr. Sawyer verbally reported Assembly bill No. 612, an Act to confer certain powers on night watchmen in towns and villages in Calaveras County, recommending its passage.

The bill above reported was taken up, the rules suspended, considered engrossed, read third time, and passed.

RESOLUTIONS.

Mr. Coghlan offered the following resolution:

WHEREAS, In view of the early termination of the present session of the Legislature, limited as to duration by the Constitution, and that many bills of local and special interest are in hands of standing and select committees, and it is desirable they should be reported to the Assembly for final action; therefore,

Resolved, That all committees, standing and special, of the Assembly, excepting the San Francisco delegation, be required to report within four days on all bills in their possession; and if not able to report such bills finally, they shall report progress thereon.

On motion of Mr. Holden, the resolution was laid on the table.

Mr. Holden offered a concurrent resolution requesting the President of the United States to veto the Act of Congress known as the Civil Rights Bill.

On motion of Mr. Coghlan, the resolution was laid on the table.

Mr. Downing offered the following resolution:

Resolved, That the Committee on Ways and Means be and is hereby instructed to report back to this House, on to-morrow, Tuesday, March twentieth, eighteen hundred and sixty-six, either with or without recommendation, Senate bill No. 282, an Act supplemental to the various Acts imposing and regulating stamp duties in this State.

Adopted.

Mr. Bowman had leave to make the following report:

Mr. SPEAKER :—The San Francisco delegation, to whom was referred Assembly bill No. 480, having had the same under consideration, report it back, and recommend its passage;

Also, Assembly bill No. 481, and report it back, and recommend its passage;

Also, Assembly bill No. 451, and report it back, and recommend its passage;

Also, Assembly bill No. 572, and report it back, and recommend its passage;

Also, Assembly bill No. 148, and report it back, and recommend its passage;

Also, Assembly bill No. 417, and report it back, with an amendment, and recommend its passage as amended;

Also, Assembly bill No. 316, and report it back, and recommend that it be indefinitely postponed;

Also, Assembly bill No. 434, and report it back, and recommend that it be indefinitely postponed;

Also, Assembly bill No. 522, and report it back, and recommend that it be indefinitely postponed;

Also, Assembly bill No. 395, and report it back, and recommend that it be indefinitely postponed.

BOWMAN, for Delegation.

MESSAGE FROM THE SENATE.

The following message was received from the Senate :

SENATE CHAMBER,
March 19th, 1866. }

Mr. SPEAKER :—The Senate, on the fourteenth instant, passed Senate bill No. 310, an Act to amend an Act entitled an Act concerning roads and highways in the County of Sacramento, approved May eighteenth, eighteen hundred and sixty-one;

Also, on the fifteenth instant, passed Senate bill No. 103, an Act to amend an Act entitled an Act to provide for the incorporation of railroad companies, and the management of the affairs thereof, and other matters relating thereto, approved May second, eighteen hundred and sixty-one;

Also, passed Senate bill No. 369, an Act concerning goats running at large in the County of Tuolumne;

Also, on the seventeenth instant, passed Senate bill No. 116, an Act to fix and render certain the boundary line separating the Counties of Butte and Colusa;

Also, passed Senate bill No. 192, an Act relative to the duties and compensation of the Clerk of the Supreme Court;

Also, passed Senate bill No. 367, on Act to amend an Act entitled an Act to authorize the Board of Supervisors of Sutter County to levy an additional tax for county purposes, approved January thirtieth, eighteen hundred and sixty-six;

Also, passed Senate bill No. 385, an Act granting to certain parties the right to construct and maintain a turnpike road within the County of Amador, and charge and collect toll thereon;

Also, passed Assembly bill No. 206, an Act supplemental to an Act to provide for the construction of a street railroad and tunnel through Rus-

sian Hill, in the City and County of San Francisco, approved April twenty-second, eighteen hundred and sixty-three ;

Also, passed Assembly bill No. 211, an Act to authorize Charles C. Butler, Junius G. Foster, their associates and assigns, to construct a wire suspension bridge from the main land to Seal Rock, in the City and County of San Francisco ;

Also, passed Assembly bill No. 390, an Act to authorize the County of San Joaquin to issue bonds for the redemption of the bonds of said county which become due during the year eighteen hundred and sixty-six, and to provide for the payment of the same ;

Also passed substitute for Assembly bill No. 430, an Act to incorporate the Town of Meadow Lake ;

Also, passed Assembly bill No. 431, an Act to further extend the time for the completion of the Big Tree and Carson Valley Turnpike Road ;

Also, Assembly bill No. 537, an Act to abolish the office of Tax Collector in the County of Tehama ;

Also, passed Assembly bill No. 610, an Act supplementary to and amendatory of an Act entitled an Act to authorize the County of Yuba to donate sixty-five thousand dollars to the Yuba Railroad Company, and to provide for the payment of the same, and other matters relating thereto, approved February thirteenth, eighteen hundred and sixty-six ;

Also, adopted amendment proposed by Committee of Free Conference on Senate substitute for Assembly bill No. 19, an Act to protect agriculture, and to prevent the trespassing of animals upon private property ;

Also, passed, with amendments, Assembly bill No. 473, an Act to authorize the construction of a wagon road from the Town of La Porte, in the County of Sierra, to the Town of Quincy, in Plumas County, and respectfully ask concurrence of the Assembly in the amendments ;

Also, passed, with amendments, Assembly bill No. 493, an Act to amend an Act entitled an Act to create the County of Lassen, to define its boundaries, and to provide for its organization, approved April first, eighteen hundred and sixty-four, and respectfully ask concurrence of the Assembly in the amendments.

CHAS. W. GORDON,
Assistant Secretary.

CONSIDERATION OF SENATE MESSAGE.

Senate substitute for Senate bill No. 103, above reported, read first and second times, and referred to the Committee on Corporations

Senate bill No. 310, above reported, read first and second times, and referred to the Sacramento delegation.

Senate bill No. 385, above reported, read first and second times, rules suspended, read third time, and passed.

Senate bill No. 116, above reported, read first and second times, and referred to the Committee on Counties and County Boundaries.

Senate bill No. 192, above reported, read first and second times, and referred to the Judiciary Committee.

Senate bill No. 367, above reported, read first and second times, and referred to the Sutter delegation.

Senate bill No. 369, above reported, read first and second times, and referred to the Committee on Public Morals.

The House concurred in Senate amendment to Assembly bill No. 473, above reported.

The House concurred in Senate amendment to Assembly bill No. 493, above reported.

INTRODUCTION OF BILLS.

Bills were introduced as follows :

By Mr. Holden, for an Act in relation to elections in the County of Mendocino, and canvassing the returns thereof.

Read first and second times, rules suspended, considered engrossed, read third time, and passed.

By Mr. Brown of Contra Costa, for an Act to authorize the establishment of a ferry at the confluence of the Sacramento and San Joaquin Rivers.

Read first and second times, and referred to the Contra Costa and Solano delegations.

Also, for an Act to legalize certain acts of the Board of Supervisors of Contra Costa County.

Read first and second times, rules suspended, considered engrossed, read third time, and passed.

By Mr. Zuck, for an Act to authorize the State to be sued.

Read first and second times, and referred to the Judiciary Committee.

By Mr. Goodwin, for an Act to amend an Act to organize the County of Plumas out of a portion of the territory of Butte County, approved March eighteenth, eighteen hundred and fifty-four.

Read first and second times, rules suspended, considered engrossed, read third time, and passed.

By Mr. Reed, for an Act to authorize petroleum companies to acquire and hold lands.

Read first and second times, and referred to the Committee on Corporations.

Also, for an Act to amend an Act to fix the compensation of the Board of Supervisors of Yolo County, approved February sixth, eighteen hundred and sixty-four ;

Read first and second times, rules suspended, considered engrossed, read third time, and passed.

By Mr. Ward, for an Act to amend an Act to authorize the Board of Supervisors of the County of Stanislaus to take and subscribe twenty-five thousand dollars to the capital stock of the Stockton and Copperopolis Railroad Company, and to provide for the payment of the same, and other matters relating thereto, approved April seventeenth, eighteen hundred and sixty-three.

Read first and second times, and ordered on file.

By Mr. Collier, for an Act to amend an Act concerning the officers of Calaveras County, and the collection of poll taxes, license taxes, and foreign miners' license taxes, in said county, approved February twenty-sixth, eighteen hundred and fifty-nine.

Read first and second times, and referred to the Calaveras delegation.

By Mr. Hansbrow, for an Act supplementary to the Act of April twenty-fifth, eighteen hundred and sixty-three, entitled an Act providing for the government of the County of Sacramento.

Read first and second times, and referred to the Sacramento delegation.

Also, for an Act to amend an Act to regulate proceedings in civil cases in the Courts of justice in this State, passed April twenty-ninth, eighteen hundred and fifty-one.

Read first and second times, and referred to the Judiciary Committee.

By Mr. Hogle, for an Act for the relief of J. D. Patterson.

Read first and second times, and referred to the Judiciary Committee.

By Mr. Huestis, for an Act to authorize Daniel Pickard, Nathan Bul-

luck, C. S. Ricka, and their associates and assigns, to provide fresh water for the City of Eureka, in Humboldt County.

Read first and second times, and ordered on file.

Also, for an Act to transfer certain funds from the General Fund to the Soldiers' Relief Fund.

Read first and second times, and referred to the Committee on Ways and Means.

GENERAL FILE.

Assembly bill No. 528, an Act to amend an Act entitled an Act amendatory of an Act entitled an Act to define the boundaries and provide for the organization of Lake County, approved May twentieth, eighteen hundred and sixty-one, approved February twenty-ninth, eighteen hundred and sixty-four—read third time, and passed.

Assembly bill No. 437, an Act supplementary to an Act entitled an Act to amend an Act defining the time for commencing civil actions, passed April sixteenth, eighteen hundred and sixty-three, approved February eighteenth, eighteen hundred and sixty-four—read third time, and passed.

Assembly bill No. 538, an Act to ratify and confirm a certain ordinance of the City of San José in relation to supplying the City of San José with water—read third time, and passed.

Senate bill No. 373, an Act to authorize the printing and distribution of certain laws and blanks—read third time and passed.

Senate bill No 312, an Act to transfer certain funds.

Mr. Hansbrow offered the following amendment: Amend by striking out section three, and by adding, at the end of section two, the following: "On and after the first day of January, eighteen hundred and sixty-seven."

Adopted.

The bill was then read third time, and passed.

Substitute for Senate bill No. 212, an Act to authorize and require the Board of Supervisors of Butte County to levy a tax for the support of common schools in said county, and to abolish taxation by school districts for like purposes—read third time, and passed.

Assembly bill No. 600, an Act to regulate the salary of the Superintendent of Common Schools in the County of Nevada, and defining his duties—committee amendment adopted, and ordered engrossed.

Senate bill No. 305, an Act to amend an Act entitled an Act to incorporate the Town of Downieville, passed March eighteenth, eighteen hundred and sixty-three—read third time, and passed.

Assembly bill No 555, an Act to authorize the Exempt Fire Company of San Francisco to receive and manage the San Francisco Fire Department Charitable Fund, and to receive from the City and County of San Francisco a house and lot for its use—on file by mistake, and ordered on file for to-morrow.

Assembly bill No. 456, an Act to pay the claim of A. C. Monson—considered in Committee of the Whole.

IN ASSEMBLY.

Reported, and on motion of Mr. Batchelder, was recommitted.

On motion of Mr. Holden, the vote whereby was passed Senate bill No 373, an Act to authorize the printing and distribution of certain laws and blanks, was reconsidered, and the bill considered in Committee of the Whole.

IN ASSEMBLY.

Reported, and passage recommended.

Mr. Long moved to lay the bill on the table.

The House refused.

The bill was then read third time, and passed.

Mr. Holden gave notice of a motion to reconsider the above vote.

The hour of one o'clock p. m. having arrived, the House took its usual recess.

HOUSE RE-ASSEMBLED.

At two o'clock p. m., the House re-assembled.

Speaker in the Chair.

Roll called.

Quorum present.

GENERAL FILE RESUMED.

Assembly bill No. 307, an Act for the relief of Wells, Fargo & Co—considered in Committee of the Whole.

IN ASSEMBLY.

Reported, and on the engrossment of the bill, Messrs. Batchelder, Stewart, and Brown of Amador, demanded the ayes and noes, and the House ordered the bill engrossed, by the following vote:

AYES—Messrs. Ayer, Campbell, Chappell, Chase, Coghlan, Dorr, Goodwin, Hearst, Hill, Hoag, Hollister, Hopper, Kidder, Lupton, Olds, Pattison, Reed, Sawyer, Satterwhite, Smith of El Dorado, Steele, Tilden, Wilcox, and Mr. Speaker—24

NOES—Messrs. Batchelder, Bledsoe, Bosquit, Bowman, Brown of Amador, Brown of Tulare, Chamberlain, Collier, Corey, Downing, Hansbrow, Hatch, Holden, Howard, Huestis, Leech, Lemon, Long, Mace, Parrish, Perrin, Stewart, and Zuck—23.

Assembly bill No. 527, an Act granting the right to construct and maintain a toll bridge across the Guallala River, near its mouth, to the persons therein named.

Mr. Holden offered the following amendment: Amend section two by inserting after the word "bridge," in line eighteen of said section:

"Provided, That said company shall make a draw in said bridge, of sufficient width to admit all vessels to pass said bridge, or otherwise to construct said bridge that the free navigation of said river shall not be obstructed or impeded."

Adopted.

The rules were suspended, the bill considered engrossed, read third time, and passed.

Senate bill No. 169, an Act to amend an Act to provide for choosing Electors of President and Vice-President of the United States, approved April twenty-eighth, eighteen hundred and fifty-two;

Mr. Brown of Contra Costa offered the following amendment: Amend by adding at the end of section one, the words:

"*Provided*, that the County Clerk shall also, on the tenth day after the election, or as soon as he shall have received the returns from each precinct in the county, if received within that time, transmit a certified copy thereof to the Secretary of State by mail, and if there be an express office within five miles of the county seat of his county, he shall also immediately after receiving the returns of said election from the several precincts in his county, transmit a copy thereof by express to the Secretary of State."

Adopted.

The bill was then read third time, and passed.

FURTHER REPORTS.

Mr. Pattison, from the Committee on Ways and Means, had leave to make the following report:

MR. SPEAKER:—The Committee on Ways and Means, to whom was referred Senate bill No. 282, an Act entitled an Act supplementary to the various Acts imposing and regulating stamp duties in this State, having had the same under consideration, report it back, with an amendment, and recommend its passage as amended.

PATTISON, for Committee.

Mr. Corey, Chairman of the Committee on Enrolment, made the following report:

MR. SPEAKER:—The Committee on Enrolment have examined, and found correctly enrolled, Assembly bill No 131, an Act for the relief of Pliny M. Whitney, late Collector of Fishing Licenses;

Also, Assembly bill No. 137, an Act to authorize the City of Stockton to re-issue bonds;

Also, Assembly bill No. 220, an Act to confirm a certain contract for the sale of stock held by the County of Santa Clara in the San Francisco and San José Railroad Company, and to give effect to the same;

Also, Assembly bill No. 259, an Act to amend an Act entitled an Act providing for the government of the County of Sacramento, approved April twenty-fifth, eighteen hundred and sixty-three;

Also, Assembly bill No 322, an Act for the better protection of stock raisers in the Counties of Fresno, Tulare, Monterey, and Mariposa;

Also, Assembly bill No. 426, an Act concerning roads and highways in the County of Siskiyou;

Also, Assembly bill No 428, an Act to amend an Act entitled an Act concerning hogs running at large in the Counties of Marin, San Francisco, Alameda, Stanislaus, Yuba, and Santa Clara, approved April twenty-first, eighteen hundred and fifty-six;

Also, Assembly bill No. 499, an Act for the protection of the City Cemetery of the City of Sacramento, and others in the vicinity, and the approaches thereto;

And on this, the nineteenth day of March, eighteen hundred and sixty-six, delivered the same to the Governor for his approval.

COREY, Chairman.

Mr. Tilden, Chairman of the Committee on State Hospitals, had leave to make the following report :

Mr. SPEAKER :—The Committee on State Hospitals, to whom was referred Assembly bill No. 271, an Act for the establishment of a State Infirmary, having had the same under consideration, report it back, and recommend that it be indefinitely postponed.

TILDEN, Chairman.

Mr. Kidder, from the Committee on Public Morals, had leave to make the following report :

Mr. SPEAKER :—The Committee on Public Morals, to whom was referred Senate bill No. 369, an Act concerning goats running at large in the County of Tuolumne, have had the same under consideration, and report the same back, and recommend the passage thereof.

KIDDER, for Committee.

GENERAL FILE RESUMED.

Assembly Bill No. 124, an Act to provide for the expropriation of lands and waters for the public use—amendments offered by the committee adopted

Mr. Howard offered the following amendment to the title of the bill : Amend by inserting, after the words "to provide for the," the words "appropriation and."

Adopted.

The rules were suspended, the bill considered engrossed, read third time, and passed.

Assembly bill No. 495, an Act to legalize and confirm the acts of the Board of Supervisors of Tehama County in making certain appointments.

Messrs. Maholmb, Corey, and Mace, demanded the previous question.

Sustained.

The amendment reported by the Judiciary Committee was adopted.

On the engrossment of the bill, Messrs. Long, Bledsoe, and Brown of Tulare, demanded the ayes and noes, and the bill was ordered engrossed, by the following vote :

AYES—Messrs. Bosquit, Brown of Contra Costa, Campbell, Chamberlain, Chappell, Coghlan, Collier, Corey, Dorr, Hansbrow, Hatch, Hogle, Hollister, Howard, Long, Maholmb, Murch, Pattison, Perrin, Sawyer, Smith of El Dorado, Steele, Stewart, Zuck, and Mr. Speaker—25.

NOES—Messrs. Batchelder, Bledsoe, Brown of Amador, Brown of Tulare, Chase, Downing, Goodwin, Hearst, Hill, Hoag, Holden, Hopper, Huestis, Lupton, Mace, Olds, Parrish, Satterwhite, and Tilden—19.

Assembly bill No. 408, an Act to provide for a special election to be held in the County of Tehama for the election of a County Clerk of said county.

Mr. Zuck moved to indefinitely postpone the bill.

Mr. Coghlan moved to lay the bill on the table.

Adopted.

Assembly bill No. 565, an Act to authorize the removal of county seats—amendments reported by the committee adopted, ordered engrossed, and the usual number of copies ordered printed.

Assembly bill No. 397, an Act relating to taxes—indefinitely postponed.

Assembly bill No. 588, an Act for the encouragement of silk culture in California—ordered engrossed.

Assembly bill No. 529, an Act to amend an Act entitled an Act to authorize the County Treasurers of Napa, Lake, and Mendocino, to collect and receive certain public moneys as revenue, approved February twenty-ninth, eighteen hundred and sixty-four—amendment reported by committee adopted, rules suspended, considered engrossed, read third time, and passed.

Assembly bill No. 603, an Act to prevent fraud in the collection of foreign miners' licenses in the County of Siskiyou—ordered on file for next Thursday.

Assembly bill No. 604, an Act to allow the Western Pacific and the San Francisco and San José Railroad Companies, and other parties, the right to take gravel from the channel of Coyote Creek, in the County of Santa Clara—ordered engrossed, rules suspended, considered engrossed, read third time, and passed.

Assembly bill No. 591, an Act to transfer certain funds, and to provide for the payment thereof—considered in Committee of the Whole.

IN ASSEMBLY.

Reported, and ordered on file for to-morrow.

Mr. Smith of El Dorado had leave to introduce a bill for an Act amendatory of an Act concerning crimes and punishments, passed April sixteenth, eighteen hundred and fifty.

Read first and second times, and referred to the Judiciary Committee.

Senate bill No. 369, an Act concerning goats running at large in the County of Tuolumne—taken up, read third time, and passed.

At five o'clock and five minutes P. M., on motion of Mr. Downing, the House adjourned.

IN ASSEMBLY.

HOUSE OF ASSEMBLY,
Tuesday, March 20th, 1866. }

House met pursuant to adjournment.

Speaker in the Chair.

Roll called.

Quorum present

Prayer by the Chaplain.

Journal of yesterday read and approved.

Mr. Wilson had indefinite leave of absence.

PETITIONS.

Mr. Meredith presented a petition from citizens of Sierra Valley for the extension of the provisions of an Act concerning hogs running at large in certain counties, so as to include the County of Sierra.

Referred to the Sierra delegation.

Mr. Goodwin presented a petition from citizens of Plumas County for authority to the Board of Supervisors of said county to appropriate ten

thousand dollars for the benefit of the Marysville and Beckwith Pass Turnpike Road.

Referred to the Plumas and Lassen delegation.

Mr. Goodwin also presented a petition from sundry persons for the passage of an Act authorizing the County of Lassen to subscribe to the stock of the California and Idaho Wagon Road Company the sum of ten thousand dollars in bonds of the county, at par.

Referred to the Plumas and Lassen delegation.

REPORTS.

Mr. Wilcox verbally reported Assembly bill No. 622, an Act to amend an Act to authorize the Board of Supervisors of the County of Stanislaus to take twenty-five thousand dollars capital stock of the Stockton and Copperopolis Railroad Company, and to provide for the payment of the same, approved April seventeenth, eighteen hundred and sixty-three.

Ordered on file.

Mr. Leech, Chairman of the Committee on Military Affairs, made the following report:

Mr. SPEAKER:—The Committee on Military Affairs, to whom was referred Senate bill No. 274, an Act to repeal an Act entitled an Act to prevent the arming and equipping within the jurisdiction of this State of vessels for piratical or privateering purposes, and other treasonable conduct, approved April twenty-fifth, eighteen hundred and sixty-three, report the same back, and recommend its passage.

LEECH, Chairman.

Mr. Brown of Contra Costa, Chairman of the Judiciary Committee, made the following report:

Mr. SPEAKER:—The Judiciary Committee, to whom was referred Assembly bill No. 159, an Act for the relief of the Kohler Brothers Silver Mining Company, have had the same under consideration, and respectfully report it back, with a substitute, and recommend the passage of the substitute;

Also, Assembly bill No. 449, an Act to prevent seduction, and report the bill back with the amendment the Assembly directed to be made thereto.

BROWN, Chairman.

Mr. Hogle made the following report:

Mr. SPEAKER:—The committee to whom was referred Assembly bill No. 402, an Act to amend an Act entitled an Act for the government of State Prison convicts, and to provide for the location of a branch prison, approved April twenty-fourth, eighteen hundred and fifty-eight, have had the same under consideration, and recommend that it be indefinitely postponed.

HOGLE, for Committee.

Mr. Hogle also made the following report:

Mr. SPEAKER:—The committee to whom was referred Assembly bill No. 94, an Act to provide for a Chaplain for the State Prison of the State of California, have carefully considered the same, and report it back, without recommendation.

HOGLE, for Committee.

Mr. Hogle also made the following report :

MR. SPEAKER :—The committee to whom was referred Assembly bill No. 254, an Act to provide for a Chaplain and Physician for the State Prison of the State of California, have had the same under consideration, and report the same back, without recommendation.

HOGLE, for Committee.

Mr. Sherwood verbally reported Assembly bill No. 613, an Act amendatory of an Act fixing the number of officers and employes of the Senate and Assembly, to define their duties and to establish their pay, approved May twentieth, eighteen hundred and sixty-one, recommending the passage of the bill.

Mr. Hansbrow made the following report :

MR. SPEAKER :—The committee to whom was referred Senate bill No. 60, an Act to protect the elections of voluntary political associations and to punish frauds thereon, have had the same under consideration, report the same back with amendments, and recommend its passage.

HANSBROW, for Committee.

Mr. Holden offered a concurrent resolution providing for the payment of two hundred and six dollars and forty cents to Andrew J. Marsh, for services as Clerk and shorthand reporter of the Joint Special Committee appointed to investigate certain charges against the Controller and revenue officers of Trinity County; and the sum of five dollars to R. Clifford, Sheriff of Trinity County, for service of papers for said committee.

Adopted.

Mr. Dutton had leave to withdraw Assembly bill No. 11, an Act to amend an Act to provide for the reclamation of salt marsh and tide lands, approved April twenty-seventh, eighteen hundred and sixty-three.

MESSAGES FROM THE SENATE.

The following messages were received from the Senate :

SENATE CHAMBER,
March 20th, 1866. }

MR. SPEAKER :—The Senate, on the sixteenth instant, passed substitute for Senate bill No. 37, an Act to amend an Act entitled an Act concerning crimes and punishments, passed April sixteenth, eighteen hundred and fifty ;

Also, on the seventeenth instant, passed Senate bill No. 210, an Act granting to the Black Diamond Coal Mining Company the right to build a wharf on the San Joaquin River ;

Also, on yesterday, passed Senate bill No. 335, an Act to amend an Act entitled an Act to regulate proceedings in civil cases, passed April twentieth, eighteen hundred and fifty-one ;

Also, passed Senate bill No. 221, an Act to authorize the guardian of Mary A. La Rue to mortgage her real estate ;

Also, passed Senate bill No. 291, an Act to authorize the guardians of William C. Kissling and Caroline A. Kissling to sell real estate at private sale ;

Also, passed Senate bill No. 390, an Act to amend an Act entitled an Act to amend an Act to provide for the establishment, maintenance, and

protection of public and private roads, approved May sixteenth, eighteen hundred and sixty-one, approved April twenty-seventh, eighteen hundred and sixty-three;

Also, adopted Senate concurrent resolution No. 49, discharging the Sergeant-at-Arms of the Insane Asylum Investigating Committee;

Also, passed Assembly bill No. 93, an Act to repeal an Act entitled an Act supplementary to an Act entitled an Act for the better protection of the agricultural interests in certain counties, and for the more effectual prevention of the trespassing of animals upon private property, passed March eleventh, eighteen hundred and sixty-four, approved April fourth, eighteen hundred and sixty-four;

Also, passed Assembly bill No. 138, an Act for the relief of Solomon Crown;

Also, passed Assembly bill No. 200, an Act for the relief of Del Norte County;

Also, passed Assembly bill No. 389, an Act to amend an Act entitled an Act to amend an Act entitled an Act concerning the Board of Supervisors of the County of San Bernardino, approved April eighth, eighteen hundred and sixty-two, approved March eighteenth, eighteen hundred and sixty-four;

Also, passed, with amendments, Assembly bill No. 82, an Act to authorize H. B. Tichenor and R. G. Byxbee to construct a railroad and railroad wharf in Mendocino County, and respectfully ask the concurrence of the Assembly in the amendments;

Also, passed, with amendments, Assembly bill No. 217, an Act to authorize Wm. Codington and others to construct a turnpike road from the present settlement on Eel River, in Humboldt County, to Long Valley, in Mendocino County, and to charge and collect toll thereon, and respectfully ask the concurrence of the Assembly in the amendments;

Also, passed, with amendments, Assembly bill No. 444, an Act to authorize H. H. Smith and others to construct and maintain a turnpike road from Cave Valley to a point on the line of the Central Pacific Railroad at or near Auburn Station, and respectfully ask the concurrence of the Assembly in the amendments;

Also, passed, with amendments, Assembly bill No. 511, an Act to amend an Act entitled an Act to authorize the issue of bonds by the County of Santa Clara to erect county buildings, and confirm the purchase of the site selected therefor, approved March first, eighteen hundred and sixty-six, and respectfully ask the concurrence of the Assembly in the amendments.

CHAS. W. GORDON,
Assistant Secretary.

SENATE CHAMBER, }
March 20th, 1866. }

MR. SPEAKER:—The Senate, on the seventeenth instant, passed Senate bill No. 265, an Act to accomplish drainage for the City of Sacramento and to aid in the reclamation of Swamp Land District Number Two;

Also, passed substitute for Senate bill No. 290, an Act to amend an Act entitled an Act concerning fraudulent conveyances and contracts, passed April nineteenth, eighteen hundred and fifty;

Also, passed Senate bill No. 302, an Act to amend an Act entitled an Act to provide for the reclamation of salt marsh and tide lands, approved April twenty-seventh, eighteen hundred and sixty-three;

Also, passed Senate bill No. 323, an Act to restrict the herding of sheep and goats in the County of San Diego ;

Also, passed Senate bill No. 338, an Act supplementary to and amendatory of an Act concerning the official bonds of officers, passed February twenty-eighth, eighteen hundred and fifty, and an Act concerning sureties on official bonds, approved May eighteenth, eighteen hundred and fifty-three, and all Acts amendatory of and supplementary to said laws ;

Also, passed Senate bill No. 355, an Act for the protection of game in Siskiyou County ;

Also, passed Senate bill No. 356, an Act concerning trout in Siskiyou County ;

Also, passed Senate bill No. 352, an Act for the suppression of Chinese houses of ill fame ;

Also, passed Senate bill No. 375, an Act to authorize the Superintendent of Public Schools of the County of Trinity to pay the claim of A. D. Bayles.

CHAS. W. GORDON,
Assistant Secretary.

CONSIDERATION OF SENATE MESSAGES.

Substitute for Senate bill No. 37, above reported, read first and second times, and referred to the Judiciary Committee.

Senate bill No. 335, above reported, read first and second times, and referred to the Judiciary Committee.

Senate bill No. 291, above reported, read first and second times, and referred to the Judiciary Committee.

Substitute for Senate bill No. 290, above reported, read first and second times, and referred to the Judiciary Committee.

Substitute for Senate bill No. 338, above reported, read first and second times, and referred to the Judiciary Committee.

Senate bill No. 221, above reported, read first and second times, rules suspended, read third time, and passed.

Senate bill No. 390, above reported, read first and second times, rules suspended, read third time, and passed.

Senate bill No. 210, above reported, read first and second times, and referred to the Contra Costa delegation.

Senate bill No. 265, above reported, read first and second times, and referred to the Sacramento delegation and the Committee on Swamp and Overflowed Lands.

Senate bill No. 302, above reported, read first and second times, and referred to the Committee on Swamp and Overflowed Lands.

Senate bill No. 323, above reported, read first and second times, and referred to the San Diego delegation.

Senate bill No. 355, above reported, read first and second times, and referred to the Siskiyou delegation.

Senate bill No. 356, above reported, read first and second times, and referred to the Siskiyou delegation.

Senate bill No. 352, above reported, read first and second times, and referred to the Committee on Public Morals.

Senate bill No. 375, above reported, read first and second times, and ordered on file

The House concurred in Senate concurrent resolution No. 40, above reported.

The House concurred in Senate amendments to Assembly bill No. 511, above reported.

The House concurred in Senate amendments to Assembly bill No. 82, above reported.

The House concurred in Senate amendments to Assembly bill No. 217, above reported.

The House concurred in Senate amendments to Assembly bill No. 444, above reported.

Mr. Hamlin had leave to make the following report :

MR. SPEAKER:—The Sutter delegation, to whom was referred Senate bill No. 367, an Act to amend an Act entitled an Act to authorize the Board of Supervisors of Sutter County to levy an additional tax for county purposes, approved January thirtieth, eighteen hundred and sixty-six, have had the same under consideration, and report the same back, and recommend its passage.

HAMLIN, for Delegation.

Senate bill No. 367, above reported, was taken up, read third time, and passed.

INTRODUCTION OF BILLS.

Bills were introduced as follows :

By the Committee on Ways and Means, for an Act making appropriations for the support of the civil government of this State for the eighteenth and nineteenth fiscal years, commencing on the first day of July, A. D. one thousand eight hundred and sixty-six, and ending on the thirtieth day of June, A. D. one thousand eight hundred and sixty-eight.

Read first and second times, ordered on top of file for next Thursday, and the usual number of copies ordered printed.

By Mr. Ward, for an Act concerning official publications in the Counties of Fresno, Merced, and Stanislaus

Read first and second times, rules suspended, considered engrossed, read third time, and passed, Rule Number Thirty-Two suspended, and the Clerk directed to immediately transmit the same to the Senate

By Mr. Chappell, for an Act to provide for the payment of the State's portion of the County Auditors' salaries in the Counties of Shasta and Plumas.

Read first and second times, and considered in Committee of the Whole.

IN ASSEMBLY.

Reported, and ordered on top of file for to-morrow.

By Mr. Ayer, for an Act to repeal an Act to provide for ascertaining the amount of fees paid to certain officers, approved April first, eighteen hundred and sixty-four.

Read first and second times, and ordered on file.

Also, for an Act to amend an Act concerning Courts of justice of this State and judicial officers, approved April twentieth, eighteen hundred and sixty-three.

Read first and second times, and referred to the Judiciary Committee.

By Mr. Smith of Butte, for an Act to aid the construction of the California, Idaho, and Montana Wagon Road

Read first and second times, referred to the Committee on Internal Improvements, and the usual number of copies ordered printed.

Mr. Hopper, Chairman of the Committee on Counties and County Boundaries, had leave to make the following report:

MR. SPEAKER:—The Committee on Counties and County Boundaries, to whom was referred Assembly bill No. 557, an Act to create the County of Granite, to define its boundaries and provide for its organization, have had the same under consideration, and report a substitute for the bill, and unanimously recommend the passage of the substitute. to wit: An Act to create the County of Natoma, define its boundaries, and to provide for its organization;

Also, Assembly bill No. 577, an Act to adopt an official map of the State of California, and to provide for the purchase and distribution of copies of the same, and report it back, with an amendment, and recommend its passage.

HOPPER,
WILCOX,
HILL,
ZUCK,
OLDS.

The hour of twelve o'clock M. having arrived, the House took up the special order of the day, Assembly bill No. 500, an Act to appropriate money to pay the outstanding Indian war bonds issued by the State of California under an Act of the Legislature, approved May third, eighteen hundred and fifty-two, and Acts supplementary thereto.

Mr. Lee offered the following amendment: Amend section one by striking out in line one, after the word "of" the word "sixty," and inserting "seven," so as to read "the sum of seven thousand dollars is hereby appropriated, in legal tender United States treasury notes.

The hour of one o'clock P. M. having arrived, the House took its usual recess.

HOUSE RE-ASSEMBLED.

At two o'clock P. M., the House re-assembled.

Speaker in the Chair.

Roll called.

Quorum present.

On the adoption of the amendment offered by Mr. Lee, Messrs. Lee, Stewart, and Satterwhite, demanded the ayes and noes, and the amendment was adopted by the following vote:

AYES—Messrs. Batchelder, Bosquit, Bowman, Braly, Brown of Amador, Chamberlain, Chappell, Chase, Collier, Corey, Dorr, Dutton, Eagar, Goodall, Hamlin, Hatch, Hill, Hogle, Holden, Huestis, Hunt of Santa Clara, Lee, Leech, Meredith, Murch, Olds, Pattison, Sherwood, Stewart, and Mr. Speaker—30.

NOES—Messrs. Ayer, Bledsoe, Brown of Contra Costa, Bugbee, Campbell, Clayton, Coghlan, Dwyer, Goodwin, Greene, Hawkins, Hollister, Hopper, Hunt of Sacramento, Long, Lupton, Maholmb, McClelland, Parrish, Peterson, Sawyer, Satterwhite, Singleton, Smith of Butte, Smith of El Dorado, Tilden, and Wilcox—27.

Mr. Goodwin then moved that the bill be placed on top of file for tomorrow.

The House so ordered.

The second special order of the day was then taken up, Assembly bill No 535, an Act providing for the removal of the pupils of the State Reform School to the Industrial School Department of the City and County of San Francisco, and provide for the support of the same, and was considered.

Mr. Goodwin had leave of absence for the balance of the day.

Mr. Hogle, from the Committee on Engrossment, made the following report:

MR. SPEAKER:—The Committee on Engrossment have examined, and found correctly engrossed, substitute for Assembly bill No. 114, an Act providing for Land Commissioners for the Counties of Nevada and Placer;

Also, Assembly bill No. 274, an Act concerning corporations;

Also, Assembly bill No 370, an Act amendatory of and supplemental to an Act entitled an Act to provide for the sale of certain lands belonging to the State, approved April twenty-seventh, eighteen hundred and sixty-three;

Also, Assembly bill No. 544, an Act to authorize and require the Board of Supervisors of Solano County to pay certain claims;

Also, Assembly bill No. 556, an Act fixing the compensation of the District Attorney of Nevada County;

Also, Assembly bill No 558, an Act amendatory of and supplementary to an Act entitled an Act for the better protection of the Treasury of the County of Placer, approved April sixth, eighteen hundred and sixty-three;

Also, Assembly bill No. 560, an Act to legalize the acts and proceedings of the Trustees of the Town of Santa Barbara;

Also, Assembly bill No. 573, an Act to amend an Act to incorporate the City of Sacramento, approved April twenty-fifth, eighteen hundred and sixty-three;

Also, Assembly bill No. 574, an Act to authorize Joseph Morrell, John Montgomery, T. F. Miller, and others, to construct a wagon road from Susanville, in Lassen County, to the Owyhee River;

Also, Assembly bill No 578, an Act amendatory of and supplemental to an Act regulating rodeos, passed April thirtieth, eighteen hundred and fifty-one;

Also, Assembly bill No. 584, an Act authorizing the Auditor and Treasurer of Mendocino County to purchase certain books for the use of their offices;

Also, Assembly concurrent resolution No. 65, granting José Maria Loureyro, a Supervisor of Santa Barbara County, leave of absence;

Also, Assembly bill No. 566, an Act to enable the several counties in this State to aid in the construction of railroads.

HOGLE, for Committee.

Assembly bill No. 535, an Act providing for the removal of the pupils of the State Reform School to the Industrial School Department of the City and County of San Francisco, and provide for the support of the same—ordered engrossed.

Mr. Dutton moved to suspend the rules, and consider the bill engrossed.

The House so ordered.

The bill was then considered in Committee of the Whole.

IN ASSEMBLY.

Reported, and passage recommended.

Mr. Sherwood moved to place the bill on the file for next Saturday.

The House refused.

Mr. Long called for the reading of the bill.

Mr. Hunt of Santa Clara moved to suspend the further reading of the bill.

The House refused.

The bill was further considered as in Committee of the Whole.

Mr. Sherwood offered the following amendment: Strike out the word "library."

Adopted.

Mr. Tilden offered the following amendment: Amend by adding, "Provided, further, that the Superintendent of the Reform School shall have charge of the removal of the boys."

Rejected.

IN ASSEMBLY.

Reported amended, and passage recommended as amended.

On the passage of the bill, Messrs. Sherwood, Lee, and Batchelder, demanded the ayes and noes.

Messrs. Wilcox, Ward, and Clayton, demanded the previous question.

Sustained.

The amendment reported by the Committee of the Whole was then adopted.

On the passage of the bill, the roll was called, and the bill was passed, by the following vote:

AYES—Messrs. Bowman, Braly, Brown of Amador, Bugbee, Campbell, Chappell, Clayton, Collier, Corey, Dornin, Dutton, Dwyer, Eagar, Goodall, Hatch, Hawkins, Hearst, Hill, Hoag, Holden, Hollister, Howard, Heustis, Hunt of Santa Clara, Lee, Leech, Long, Lupton, Luttrell, McClelland, March, Olds, Parrish, Pattison, Perrin, Peterson, Smith of El Dorado, Taylor, Ward, and Wilcox—40.

NOES—Messrs. Batchelder, Bledsoe, Brown of Tulare, Chamberlain, Coghlan, Dorr, Downing, Greene, Hamlin, Hansbrow, Hopper, Hunt of Sacramento, Mace, Satterwhite, Sherwood, Singleton, Smith of Butte, Steele, Stewart, Tilden, and Mr. Speaker—21.

Mr. Long gave notice of a motion to reconsider the above vote.

On motion of Mr. Holden, the vote was reconsidered whereby the House concurred in Senate amendments to Assembly bill No. 217, an Act to authorize William Codington, Jonathan Clarke, Casper S. Ricks, T. D. Felt, and W. B. Dobyns, of Humboldt County, and Benjamin Burns, Hiram Willetts, and William Heizer, of Mendocino County, together with those whom they may associate with them, to construct a turnpike road from the present settlement on Eel River, in Humboldt County, to Long Valley, in Mendocino County, and to charge and collect toll thereon.

Mr. Holden then offered the following amendment to the Senate amendment to the title of the bill: Amend by striking out the name of "Robert White," and inserting the name of "John Simpson." Also, amend the Senate amendment to section one of the bill by striking out

the name of "Robert White," and inserting in lieu thereof the name of "John Simpson."

Adopted.

Mr. Mace had leave to introduce a bill for an Act to provide for the construction of a wagon and turnpike road from the San Joaquin River to Owens River.

Read first and second times, rules suspended, considered engrossed, read third time, and passed, and Rule Number Thirty-Two suspended, and the bill ordered transmitted to the Senate.

Mr. Coghlan had leave to introduce a bill for an Act making common carriers liable for the loss of life of passengers.

Read first and second times, and referred to the Committee on Ways and Means.

GENERAL FILE.

Assembly bill No. 476, an Act to authorize W. G. Hunt, L. M. Curtis, and others, to construct a lock in Cache Creek, at or near the outlet of Clear Lake, in Lake County—read third time, and passed.

Substitute for Assembly bill No. 498, an Act to define a legal inch of water, and to regulate the measurement of the same when sold for mining, agricultural, or other purposes—read third time, and passed.

Assembly bill No. 318, an Act to amend an Act entitled an Act to provide for the annulling of certificates of purchase of lands sold on a credit and declared forfeited for the non-payment of interest or principal, and for the relief of purchasers of swamp and overflowed lands, approved April ninth, eighteen hundred and sixty-one—read third time, and passed.

Assembly bill No. 518, an Act to amend an Act entitled an Act prescribing the mode of maintaining possessory actions on public lands of this State, approved April twentieth, eighteen hundred and fifty-two, and all Acts amendatory thereof—read third time, and passed.

Assembly bill No. 555, an Act to authorize the Exempt Fire Company of San Francisco to receive and manage the San Francisco Fire Department Charitable Fund, and to receive from the City and County of San Francisco a house and lot for its use—amendments reported by the delegation adopted.

Mr. Lupton moved to postpone the bill to Friday next.

Messrs. Singleton, Hamlin, and Pattison, demanded the previous question.

Sustained.

On the motion of Mr. Lupton to postpone to next Friday, Messrs. Chase, Holden, and Lupton, demanded the ayes and noes, and the House refused, by the following vote :

AYES—Messrs. Bledsoe, Braly, Brown of Contra Costa, Brown of Tulare, Bugbee, Chase, Clayton, Coghlan, Dornin, Downing, Hawkins, Hearst, Hoag, Holden, Leech, Long, Lupton, Luttrell, Parrish, Perrin, Peterson, Smith of Butte, Smith of El Dorado, and Ward—24.

NOES—Messrs. Ayer, Batchelder, Bosquit, Bowman, Brown of Amador, Campbell, Chamberlain, Chappell, Collier, Corey, Dorr, Dutton, Dwyer, Eagar, Goodall, Greene, Hamlin, Hansbrow, Hatch, Hill, Hollister, Howard, Huestis, Hunt of Santa Clara, Lemon, Maholmb, McClelland, Meredith, Murch, Olds, Pattison, Satterwhite, Sherwood, Singleton, Steele, Stewart, Tilden, Wilcox, and Mr. Speaker—39.

The bill was then ordered engrossed.

Mr. McClelland moved to suspend the rules and consider the bill engrossed.

Messrs. Wilcox, Clayton, and Eagar, demanded the previous question. Sustained.

On the motion of Mr. McClelland, Messrs. Coghlan, Holden, and Chase, demanded the ayes and noes, and the House refused to suspend the rules, by the following vote:

AYES—Messrs. Ayer, Batchelder, Bosquit, Brown of Contra Costa, Campbell, Chappell, Collier, Corey, Dorr, Dutton, Dwyer, Eagar, Greeno, Hamlin, Hansbrow, Hatch, Hearst, Hill, Hogle, Howard, Huestis, Hunt of Santa Clara, Lemon, McClelland, Murch, Olds, Pattison, Reed, Satterwhite, Sherwood, Singleton, Smith of Butte, Steele, Stewart, Taylor, Tilden, Ward, and Wilcox—38

NOES—Messrs. Bledsoe, Braly, Brown of Amador, Brown of Tulare, Bugbee, Chamberlain, Chase, Clayton, Coghlan, Dornin, Downing, Hawkins, Hoag, Holden, Hollister, Leech, Lupton, Luttrell, Maholmb, Meredith, Perrin, Peterson, and Smith of El Dorado—23.

Assembly bill No. 599, an Act for the relief of the County of Marin—substitute adopted, and ordered engrossed.

Assembly bill No. 531, an Act to change the name of Virginia F. Thompson to Virginia F. Lawrence—indefinitely postponed.

Assembly bill No. 155, an Act to exempt mining claims from the common law rules of forfeiture—ordered on file for one week from to-day;

Assembly bill No. 40, an Act for acquiring and maintaining title to quartz mining claims—indefinitely postponed.

Assembly bill No. 222, an Act for the encouragement of mining—indefinitely postponed.

Senate bill No. 343, an Act granting certain powers to the McFarlane Pass Wagon Road Company—read third time, and passed.

Senate bill No. 347, an Act to grant the right to construct a wagon road—read third time, and passed.

Assembly bill No. 480, an Act in relation to the office of Tax Collector of the City and County of San Francisco—rules suspended, considered engrossed, read third time, and passed.

Assembly bill No. 481, an Act in relation to the office of Assessor of the City and County of San Francisco—rules suspended, considered engrossed, read third time, and passed.

Assembly bill No. 451, an Act concerning the office of Sheriff of the City and County of San Francisco—rules suspended, considered engrossed, read third time, and passed.

Assembly bill No. 572, an Act to give further powers to the Board of Supervisors of the City and County of San Francisco—rules suspended, considered engrossed, read third time, and passed.

Assembly bill No. 148, an Act to authorize the Board of Supervisors of the City and County of San Francisco to appoint an Inspector of Steam Boilers in and for said city and county, and other matters relating thereto—rules suspended, considered engrossed, read third time, and passed.

Assembly bill No. 417, an Act to extend the time for the creation of certain gas works in the City and County of San Francisco—committee amendment adopted, rules suspended, considered engrossed, read third time, and passed.

Mr. Eagar gave notice of a motion to reconsider the vote by which the above bill was passed.

Assembly bill No. 434, an Act for the relief of H. Wheelock—indefinitely postponed.

Assembly bill No. 316, an Act concerning the police department of the City and County of San Francisco—indefinitely postponed.

Assembly bill No. 522, an Act to authorize the formation of the Fireman's Benevolent Association in the City of San Francisco, and to empower the Board of Delegates of the Fire Department, of said city to transfer to the Board of Directors of said association, and their successors in office, the Fire Department Charitable Fund, the fireman's lot in Lone Mountain Cemetery, and such other property as they may be possessed of—laid on the table.

Mr. Clayton had leave to withdraw Assembly bill No. 395, an Act supplementary to an Act entitled an Act to confer additional powers upon the Board of Supervisors of the City and County of San Francisco, and upon the Auditor and Treasurer thereof, and to authorize the appropriation of money by said Board.

Senate bill No. 282, an Act supplementary to the various Acts imposing and regulating stamp duties in this State—committee amendment adopted, read third time, and passed.

Mr. Eagar gave notice of a motion to reconsider the vote by which the above bill was passed.

Assembly bill No. 271, an Act for the establishment of a State Infirmary.

Mr. Holden and others demanded the previous question.

Sustained.

The bill was postponed till next Friday.

Assembly bill No. 627, an Act to authorize Daniel Pickard, Nathan Bullock, C. S. Ricks, and their associates and assigns, to provide fresh water for the City of Eureka, in Humboldt County—rules suspended, considered engrossed, read third time, and passed, and under a suspension of Rule Number Thirty-Two, was ordered to be immediately transmitted to the Senate.

Assembly bill No. 591, an Act to transfer certain funds and to provide for the payment thereof—referred to the Committee on Swamp and Overflowed Lands, together with a substitute offered by Mr. Reed.

Mr. Brown of Contra Costa had leave to introduce a bill for an Act to amend an Act requiring compensation for causing death by wrongful neglect or default.

Read first and second times, and referred to the Judiciary Committee.

Mr. Tilden gave notice that he would introduce a bill for an Act providing for certain indigent persons in this State.

Mr. Eagar verbally reported Assembly bill No. 552, an Act to establish and maintain public pounds for the better securing of estrays and other stock in the County of Alameda, recommending the passage of the bill.

The bill above reported, was then taken up, rules suspended, considered engrossed, read read third time, and passed.

Mr. Brown of Contra Costa gave notice of a motion to reconsider the vote by which the above bill was passed.

Mr. Sherwood had leave to introduce a bill for an Act to appropriate money for contingent expenses of the Legislature.

Read first and second times, rules suspended, considered engrossed, read third time, and passed.

Mr. Bugbee moved to take up Assembly bill No. 577.

The House so ordered.

At four o'clock and thirty-five minutes P. M., on motion of Mr. Luttrell, the House adjourned.

IN ASSEMBLY.

HOUSE OF ASSEMBLY,
Wednesday, March 21st, 1866. }

House met pursuant to adjournment.

Speaker in the Chair.

Roll called

Quorum present

Prayer by the Reverend Charles E. Rich of Alameda.

Journal of yesterday read and approved

On motion of Mr. Bowman, Assembly bill No. 417 was taken up, and ordered transmitted to the Senate.

PETITIONS.

Mr. Hill presented a petition from citizens of San Luis Obispo, remonstrating against the passage of any law extending to said county the provisions of an Act for the better protection of the agricultural interests in certain counties in this State, and the more effectual prevention of the trespassing of animals upon private property, approved March fifteenth, eighteen hundred and sixty-four.

Referred to the San Luis Obispo delegation.

Mr. Clayton presented a petition from citizens of San Francisco for the passage of an Act changing the official grade of Jones street from Lombard to Francisco streets, of Francisco street from Hyde to Jones streets, of Leavenworth from Lombard to North Point streets, of Bay street between Hyde and Jones streets, and of Chestnut street between Leavenworth and Taylor streets.

Ordered on file with the bill.

Mr. Wiggin presented a petition from the Trustees of the Bay View Park Stock Association for an appropriation for premiums for the exhibition of fine stock

Referred to the Committee on Ways and Means.

Mr. Brown of Contra Costa presented a petition from citizens of Contra Costa County remonstrating against any legislation in relation to the removal of the county seat of said county.

Referred to the Contra Costa delegation.

REPORTS.

Mr. Hogle, from the Committee on Engrossment, made the following report:

MR. SPEAKER:—The Committee on Engrossment have examined, and found correctly engrossed, substitute for Assembly bill No. 320, an Act to amend an Act entitled an Act to regulate proceedings in criminal

cases, passed April twentieth, eighteen hundred and fifty, and all Acts amendatory thereof and supplemental thereto;

Also, substitute for Assembly bill No. 350, an Act to appropriate money to pay the expenses incurred by Plumas County and her citizens in the conflict between said county and the authorities of Nevada Territory;

Also, Assembly bill No. 392, an Act to amend an Act entitled an Act to grant the right to improve the navigation of Petaluma Creek, approved April eleventh, eighteen hundred and fifty-nine, and to extend the time for the completion of the improvements, and provide for the payment thereof;

Also, Assembly bill No. 483, an Act to authorize the parties therein named to construct and maintain a wharf in the Town of Benicia, Solano County;

Also, Assembly bill No. 519, an Act supplementary to an Act entitled an Act to authorize the incorporation of canal companies and the construction of canals, approved May fourteenth, eighteen hundred and sixty-two;

Also, Assembly bill No. 546, an Act to amend an Act entitled an Act to provide for the formation of corporations for the accumulation and investment of funds and savings, approved April eleventh, eighteen hundred and sixty-two, and all Acts amendatory thereof and supplementary thereto;

Also, Assembly bill No. 580, an Act relating to the public schools in certain counties of this State;

Also, Assembly bill No. 562, an Act to authorize J. Henry Wood and A. N. Wood, with their associates and assigns, to construct and maintain a turnpike road in the County of Fresno;

Also, Assembly bill No. 602, an Act to further regulate the collection of taxes in Sierra County.

HIOGLE, for Committee.

Mr. Brown of Contra Costa, Chairman of the Judiciary Committee, made the following report:

MR. SPEAKER:—The Judiciary Committee, to whom was referred Assembly bill No. 523, an Act to provide for the payment of the indebtedness of Calaveras County to the County of Amador; also, Senate bill No. 201, an Act amendatory of and supplemental to an Act entitled an Act to provide for the ascertainment of the indebtedness of Calaveras County prior to the organization of Amador County, and to provide for the payment of that portion due from Amador County to Calaveras County, approved April twenty-seventh, eighteen hundred and fifty-five, having had the same under consideration, report them back to the Assembly, with a substitute, and recommend the passage of the substitute;

Also, substitute for Senate bill No. 290, an Act to amend an Act entitled an Act concerning fraudulent conveyances and contracts, passed April nineteenth, eighteen hundred and fifty, have amended the same, and recommend the passage thereof as amended;

Also, Senate bill No. 338, an Act supplementary to and amendatory of an Act concerning the official bonds of officers, passed February twenty-eighth, eighteen hundred and fifty, and an Act concerning sureties on official bonds, approved May eighteenth, eighteen hundred and fifty-three, and all Acts amendatory of and supplementary to said laws, report it back, and recommend its passage;

Also, Assembly bill No. 626, an Act for the relief of J. D. Patterson,

report it back, and recommend that the bill be referred to the Committee on Claims;

Also, Assembly bill No. 423, an Act to authorize the guardian of the minor children of John K. Osgood, deceased, late of the City and County of San Francisco, to sell and convey their real estate;

Also, Assembly bill No. 478, an Act to authorize and empower the executor and executrix of Jean Claude Long, deceased, to sell personal estate;

Also, Assembly bill No. 424, an Act to authorize the guardian of certain minor children to convey their real estate;

Also, Senate bill No. 291, an Act to authorize the guardians of William C. Kisling to sell real estate at private sale;

The committee respectfully report the last four bills back to the Assembly, with a recommendation that they be passed. The committee do not indorse the principle of indiscriminately conferring by legislative enactment power upon administrators and guardians to sell the property of their intestates or their wards at private sale; that such legislation would be dangerous, although the Legislature of this State has at almost every session passed laws of this character; the committee would oppose the passage of these bills, but believe that the facts in these cases warrant them in recommending their passage;

Also, Assembly bill No. 474, an Act to authorize the trustees of Sophie G. Whitney and others to sell and convey certain real estate, report it back, and recommend its passage;

Also, Assembly bill No. 475, an Act to authorize the trustees of Abby F. Whitney and others to sell and convey certain real estate, and report it back, and recommend its passage;

Also, Senate bill No. 335, an Act to amend an Act entitled an Act to regulate proceedings in civil cases, passed April twenty-ninth, eighteen hundred and fifty-one, have amended the same, and recommend its passage as amended;

Also substitute for Senate bill No. 37, an Act to amend an Act entitled an Act concerning crimes and punishments, passed April sixteenth, eighteen hundred and fifty, and report it back and recommend its passage;

Also, Assembly bill No. 534, an Act to amend an Act to regulate proceedings in criminal cases, and report it back, with a substitute, and recommend the passage of the substitute.

BROWN, Chairman.

Mr. Lemon, from the Committee on Swamp and Overflowed Lands, made the following report:

MR. SPEAKER: The Committee on Swamp and Overflowed Lands, to whom was referred Assembly bill No. 611, an Act for the relief of purchasers of swamp and overflowed lands, have had the same under consideration, and beg leave to report the same back, with amendment, and recommend its passage as amended;

Also, Senate bill No. 124, an Act to legalize and extend the time for the collection of the levee tax in Swamp Land District Number One, and recommend it be indefinitely postponed;

Also, Senate bill No. 302, an Act to amend an Act entitled an Act to provide for the reclamation of salt marsh and tide lands, with an amendment, and recommend that it pass as amended.

LEMON, for Committee.

Mr. Luttrell, from a minority of the Judiciary Committee, made a report in relation to the State Indian war bonds.

[For report, see Appendix.]

Mr. Bowman made the following report:

MR. SPEAKER:—The undersigned members of the San Francisco delegation, have had under consideration Assembly bill No. 548, and report the same back, with amendments, and recommend its passage as amended.

CLAYTON,
HAWES,
DODGE,
TUBBS,
DUTTON,
BUGBEE,
BOWMAN,
DWYER,
WIGGIN.

Mr. Bugbee made the following report:

MR. SPEAKER:—The committee to whom was referred Assembly bill No. 608, an Act to provide for the maintenance and government of the State burial ground, report the same back, and recommend its passage.

BUGBEE, for Committee.

Mr. Luttrell made the following report:

MR. SPEAKER:—The committee appointed to investigate the Controller's books concerning Indian war bonds issued under the provisions of an Act of the Legislature of eighteen hundred and fifty-two, beg leave to report that they have made as thorough an examination as possible in the time allotted to them. They find that at the time of the issue of these bonds the books were kept in a very loose and unsatisfactory manner. We were able to find only a part of the books, but from the best evidence we can obtain, we deem it advisable that a commission be appointed to ascertain what outstanding warrants, bonds, and every nature and description of indebtedness relating to the old Indian war debts now exist, and report the same at the next session of the Legislature, in order that the whole matter may be then fully and finally settled.

The committee are under obligations to the State Treasurer, State Controller, Attorney-General, and Mr. A. J. Phelan, for valuable assistance in their investigations.

LUTTRELL,
DORNIN,
SEXTON.

Mr. Wiggin made the following report:

MR. SPEAKER:—The San Francisco delegation, to whom was referred Assembly bill No. 589, an Act concerning the unlawful holding over of dwelling houses, tenement houses, shops, and stores, and the land leased therewith, in the City and County of San Francisco, have had the same under consideration, report the bill back, and recommend that it be referred to the Judiciary Committee.

WIGGIN, for Delegation.

Assembly bill No. 589, above reported, was so referred.

Mr. Anthony verbally reported Assembly bill No. 593, recommending its reference to the Judiciary Committee.

The bill was so referred.

Mr. Brown of Contra Costa made the following report :

MR. SPEAKER :—The Contra Costa delegation report back Senate bill No. 210, an Act granting to the Black Diamond Coal Mining Company the right to build a wharf on the San Joaquin River, and recommend its passage.

BROWN, for Delegation.

Mr Steele verbally reported Senate bill No. 355, an Act for the protection of game in Siskiyou County.

Mr. Steele also verbally reported Senate bill No. 356, an Act concerning trout in Siskiyou County.

Senate bill No. 355, above reported, was taken up, the rules suspended, read third time, and passed.

Senate bill No. 356, above reported, was taken up, the rules suspended, read third time, and passed.

Mr. Ayer made the following report :

MR. SPEAKER :—The Calaveras delegation, to whom was referred Senate bill No. 371, an Act to fund the indebtedness of Calaveras County, have had the same under consideration, report it back, with amendments, and respectfully ask the passage of the bill as amended.

AYER, for Delegation.

Senate bill No 371, above reported, was taken up, amendments adopted, read third time, and passed.

On motion of Mr. Howard, Senate bill No. 210, reported by the Contra Costa delegation, was taken up, read third time, and passed.

Mr. Batchelder had leave of absence for the remainder of the day.

A message received from the Governor, returning without his approval Assembly bill No. 507, an Act to authorize Joseph S Alemany, Roman Catholic Archbishop of San Francisco, to sell and convey certain real estate in said city and county, was made the special order for to-morrow, at two o'clock P. M.

MESSAGE FROM THE GOVERNOR.

The following message was also received from the Governor :

STATE OF CALIFORNIA, EXECUTIVE DEPARTMENT, }
Sacramento, March 20th, 1866. }

To the Assembly of the State of California :

I have to inform your honorable body that I have approved Assembly bill No. 407, an Act to authorize the Board of Supervisors of Butte County to sell certain bonds, and to provide for the redemption of the bonds of the county, and for other purposes connected therewith ;

Also, Assembly bill No 44, an Act to provide for the payment of moneys advanced by Hall & Allen in the trial of the case of *The People v. Horace Smith* ;

Also, Assembly bill No. 499, an Act for the protection of the City Cemetery of the City of Sacramento, and others in the vicinity, and the approaches thereto ;

Also, Assembly bill No. 288, an Act to establish pounds in the County of San Mateo;

Also, Assembly bill No. 372, an Act concerning marks and brands in the County of Siskiyou;

Also, Assembly bill No. 504, an Act for the relief of M. C. Bateman;

Also, Assembly bill No. 441, an Act to fix the amount of the salary of the County Judge of the County of San Joaquin;

Also, Assembly bill No. 220, an Act to confirm a certain contract for the sale of stock held by the County of Santa Clara in the San Francisco and San José Railroad Company, and to give effect to the same;

Also, substitute for Assembly bills Nos. 52 and 116, an Act to amend an Act entitled an Act to regulate the estates of deceased persons, passed May first, eighteen hundred and fifty-one, and all Acts amendatory thereof and supplementary thereto;

Also, Assembly bill No. 241, an Act to amend an Act entitled an Act amendatory of an Act entitled an Act providing for the time of holding the several Courts of record in this State, passed April twenty seventh, eighteen hundred and sixty-three, approved March twenty-fourth, eighteen hundred and sixty-four;

Also, substitute for Assembly bill No. 375, an Act to amend an Act entitled an Act to extend an Act to prevent stallions running at large in the County of Sacramento, approved March twenty-eighth, eighteen hundred and fifty-nine;

Also, substitute for Assembly bill No. 458, an Act to amend an Act entitled an Act to promote the study of anatomy;

Also, Assembly bill No. 494, an Act to amend an Act entitled an Act to provide for the payment of the debt of Santa Cruz County, approved April twenty-fourth, eighteen hundred and fifty-seven;

Also, substitute for Assembly bill No. 432, an Act in relation to the fees of office of the District Attorneys of the Counties of Lake, Napa, Santa Barbara, and San Joaquin;

Also, Assembly bill No. 412, an Act to authorize J. Q. A. Tilton and others to construct and maintain a turnpike road from the point where the main county road crosses the San Mateo Creek to Half Moon Bay, and to charge and collect tolls for travel thereon;

Also, Assembly bill No. 428, an Act to amend an Act entitled an Act concerning hogs found running at large in the Counties of Marin, Sacramento, San Francisco, Alameda, Stanislaus, Yuba, and Santa Clara, approved April twenty-first, eighteen hundred and fifty-six;

Also, Assembly bill No. 322, an Act for the better protection of stock raisers in the Counties of Fresno, Tulare, Monterey, and Mariposa;

Also, Assembly bill No. 259, an Act to amend an Act entitled an Act providing for the government of the County of Sacramento, approved April twenty-fifth, eighteen hundred and sixty-three;

Also, Assembly bill No. 426, an Act concerning roads and highways in the County of Siskiyou;

Also, Assembly bill No. 187, an Act to authorize the City of Stockton to re-issue bonds.

FRED'K F. LOW,
Governor.

On motion of Mr. Brown of Contra Costa, the vote whereby was passed Assembly bill No 552, an Act to establish and maintain public pounds for the better securing of estrays and other stock in the County

of Alameda. was reconsidered, and the bill referred to the Contra Costa and Alameda delegations.

Mr. Sherwood offered the following resolution :

Resolved, That the Secretary of State be requested to furnish the Assembly a written statement of the amount of stationery, pens, rubber bands, ink, etc., furnished the Assembly and Senate during the present session, and report the same as soon as convenient.

Adopted.

Mr. Wilcox offered the following resolution :

Resolved, That a per diem of one dollar be allowed to E. W. Thomas, for the session, for labor performed in raising the flag and taking care of the same, and the Controller be and is hereby authorized to draw his warrant on the Treasurer for the same, payable out of the Contingent Fund of the Assembly.

Mr. Hunt of Santa Clara moved to lay the resolution on the table.

Upon which, Messrs. Long, Wilcox, and Chase, demanded the ayes and noes.

Mr. Perrin objected to the resolution, and raised a point of order, viz : that it is not in order to consider the resolution, under Rule Number Seventy-Eight.

Sustained.

Mr. Wilcox appealed from the decision of the Chair.

Ruled out of order, (the Speaker in the Chair)

On the motion to lay on the table, the roll was called, and the House refused, by the following vote :

AYES—Messrs. Anthony, Ayer, Bledsoe, Bosquit, Bugbee, Chamberlain, Clayton, Collier, Goodall, Hamlin, Hatch, Hawkins, Hogle, Holden, Howard, Hunt of Santa Clara, Maholmb, Perrin, Sexton, Sherwood, Singleton, Smith of Butte, Stewart, and Taylor—24.

NOES—Messrs. Batchelder, Bowman, Braly, Brown of Amador, Brown of Contra Costa, Brown of Tulare, Campbell, Chase, Coghlan, Dorr, Downing, Dutton, Eagar, Goodwin, Hansbrow, Hearst, Hill, Hoag, Hollister, Hopper, Huestis, Hunt of Sacramento, Johnson, Leo, Long, Lupton, Mace, McClelland, Murch, Olds, Parrish, Peterson, Reed, Sawyer, Satterwhite, Tilden, Wiggin, and Wilcox—38.

Mr. Wilcox moved to suspend the rule.

The hour of twelve o'clock M. having arrived, on motion of Mr. Sawyer, the special order of the day, Assembly bill No. 462, an Act to enable the State of California to co-operate with the association of loyal States in the erection of a monument to Abraham Lincoln, was postponed till two o'clock P. M.

Mr. Dornin offered the following substitute to the resolution offered by Mr. Wilcox :

“That the sum of one dollar be and is hereby levied upon each member of this Assembly for the payment of the services of Wm. E. Thomas in raising the flag, and the Sergeant-at-Arms is hereby authorized to collect and pay the same to the said Thomas.”

Messrs. Eagar, Hill, and Hunt of Santa Clara, demanded the previous question.

Sustained.

The House refused to suspend the rule.

Mr. Long moved to reconsider the vote whereby was passed Assembly bill No. 535, an Act providing for the removal of the pupils of the State Reform School to the Industrial School Department of the City and County of San Francisco, and provide for the support of the same.

The House refused

On motion of Mr. Pattison the motion to reconsider the vote whereby was passed Senate bill No. 282, an Act supplementary to the various Acts imposing and regulating stamp duties in this State, was postponed to next Friday.

On motion of Mr. Brown of Contra Costa, the substitute for the proposed amendments to the Practice Act, was ordered on file for tomorrow.

Mr. Ward, from the Committee on Public Morals, had leave to make the following report :

Mr. SPEAKER :—The Committee on Public Morals, to whom was referred Assembly bill No. 352, an Act for the suppression of Chinese houses of ill fame, have had the same under consideration, report the bill back, and recommend its passage. ,

WARD, for Committee.

Mr. Clayton made the following report:

Mr. SPEAKER :—The San Francisco delegation, to whom was referred Assembly bill No. 567, an Act relating to the grades of certain streets in the City and County of San Francisco, have had the same under consideration, made some amendments to the same, report it back, and recommend its passage as amended.

CLAYTON, for Delegation.

MESSAGES FROM THE SENATE.

The following messages were received from the Senate :

SENATE CHAMBER, }
March 20th, 1866. }

Mr. SPEAKER :—The Senate, this day passed, under suspension of the rules, Senate bill No. 266, an Act in relation to the water front adjacent to South Beach water blocks Numbers Seven and Eight, in the City and County of San Francisco ;

Also, passed proposed amendments to the Constitution of the State of California ;

Also passed substitute for Senate bill No. 56, an Act concerning the military of the State of California ;

Also passed substitute for Senate bill No. 213, an Act to re-organize and provide for the institution for the education and care of the deaf and dumb, and the blind, of the State of California ;

Also passed Senate bill No. 304, an Act to make falsely using, uttering, or publishing certain words, actionable ;

Also, adopted Senate concurrent resolution No. 41, recommending General W. S. Hancock for promotion in the regular army of the United States ;

Also, on yesterday, passed substitute for Assembly bill No. 20, an Act to aid the County of Klamath in repairing and improving a road and trail from Trinidad to Sawyer's Bar, in said county, with amendment, and respectfully ask the concurrence of the Assembly in the amendment.

CHAS. W. GORDON,
Assistant Secretary.

SENATE CHAMBER, }
March 21st, 1866. }

MR. SPEAKER:—The Senate, this day, passed Senate bill No 401, an Act amendatory of and supplementary to an Act entitled an Act for the protection of game, approved May thirteenth, eighteen hundred and fifty-four, and April seventeenth, eighteen hundred and sixty-one.

CHAS. W. GORDON,
Assistant Secretary.

SENATE CHAMBER, }
March 21st, 1866. }

MR. SPEAKER:—The Senate, on the nineteenth instant, passed Senate bill No 152, an Act to provide for the formation of Chambers of Commerce, Boards of Trade, Mechanics' Institutes, and other kindred protective institutions;

Also, on yesterday, passed Senate bill No 281, an Act amendatory of an Act entitled an Act to repeal the charters of the City of San Francisco, to establish the boundaries of the City and County of San Francisco, and to consolidate the government thereof, approved April nineteenth, eighteen hundred and fifty-six, and as amended by an Act amendatory thereof, approved May eighteenth, eighteen hundred and sixty-one;

Also, passed Senate bill No. 316, an Act to improve the navigation of the San Joaquin River;

Also, passed Assembly bill No 205, an Act to authorize Charles P. Duane to sue the City and County of San Francisco;

Also, passed Assembly bill No. 321, an Act to develop the agricultural interests and to aid in the construction of a canal for the purposes of irrigation and inland trade in the Counties of Colusa, Yolo, and Solano;

Also, passed Assembly bill No 379, an Act to authorize E. J. Stephens to construct a chute and moorings at Ferguson's Landing;

Also, passed Assembly bill No. 457, an Act for the preservation of trout in the Counties of San Mateo and Santa Clara;

Also, passed Assembly bill No 631, an Act concerning official publications in the Counties of Fresno, Merced, and Stanislaus;

Also, passed, with amendments, Assembly bill No 142, an Act to provide for the division of Solano County into assessment districts for the election of District Assessors, and to define their duties, liabilities, and compensation, and respectfully ask the concurrence of the Assembly in the amendments;

Also, passed, with amendments, substitute for Assembly bill No. 302, an Act granting to certain parties the right to construct and maintain a turnpike road within the Counties of El Dorado and Amador, and respectfully ask the concurrence of the Assembly in the amendments;

Also, passed, with amendments, Assembly bill No. 383, an Act to provide for the construction of a wagon road from the Town of Oroville, in the County of Butte, to Beckwith's Pass, in Plumas County, and respectfully ask the concurrence of the Assembly in the amendments;

Also, passed, with amendments, Assembly bill No. 575, an Act to fix the salary of the Superintendent of Common Schools of San Joaquin County, and respectfully ask the concurrence of the Assembly in the amendments;

Also, passed, with amendments, substitute for Assembly bill No. 391, an Act in relation to the levying of county taxes in the County of San Joaquin, and respectfully ask the concurrence of the Assembly in the amendments;

Also, adopted substitute for Assembly bill No. 429, an Act to authorize the Board of Supervisors of Marin County to build a Court House, offices, and County Jail in Marin County, and to issue bonds of the county and levy taxes for the payment of the same, and ask the adoption of the substitute by the Assembly;

Also, adopted substitute for Assembly concurrent resolution No. 63, relating to the California Volunteers who served in the Territories of Utah, New Mexico, and Arizona, and ask the adoption of the substitute by the Assembly;

Also, concurred in Assembly amendments to Senate bill No. 169, an Act to amend an Act to provide for choosing Electors of President and Vice-President of the United States, approved April twenty-eighth, eighteen hundred and fifty-two;

Also, passed Senate bill No. 312, an Act to transfer certain funds;

Also, on the nineteenth instant, passed Senate bill No. 370, an Act granting leave of absence to James O. Goods, District Attorney of the County of Sacramento;

Also, passed Senate bill No. 172, an Act fixing the salaries and fees of certain officers of San Diego County;

Also, on yesterday, passed Senate bill No. 380, an Act to prevent the trespassing of sheep upon private lands in the County of Butte;

Also, passed Senate bill No. 381, an Act to amend section three of an Act entitled an Act for the better protection of the Treasury, approved April sixteenth, eighteen hundred and fifty-six;

Also, passed Assembly bill No. 383, an Act to provide for the construction of a wagon road from the Town of Oroville, in the County of Butte, to Beckwith's Pass, in Plumas County.

JOHN WHITE,
Secretary of Senate.

CONSIDERATION OF SENATE MESSAGES.

Senate bill No. 266, above reported, read first and second times, rules suspended, read third time, and passed.

Senate bill No. 370, above reported, read first and second times, rules suspended, read third time, and passed.

Senate bill No. 380, above reported, read first and second times, rules suspended, read third time, and passed.

Senate bill No. 381, above reported, read first and second times, rules suspended, read third time, and passed.

Senate bill No. 401, above reported, read first and second times.

Mr. Chamberlain offered a substitute, which was adopted, read third time, and passed.

Senate substitute for Senate bill No. 56, above reported, read first and second times, and referred to the Committee on Military Affairs.

Substitute for Senate bill No. 213, above reported, read first and second times, and referred to the Committee on State Hospitals.

Senate bill No. 304, above reported, read first and second times, and referred to the Judiciary Committee.

Senate concurrent resolution No. 46, above reported, read first and second times, and referred to the Committee on Federal Relations.

Senate bill for proposed amendments to the Constitution of the State of California, above reported, read first and second times, and referred to the Judiciary Committee.

The House concurred in Senate amendment to substitute for Assembly bill No. 20, above reported.

The House concurred in Senate amendment to substitute for Assembly bill No. 302, above reported.

The House concurred in Senate amendment to substitute for Assembly bill No. 391, above reported.

The House concurred in Senate amendment to Assembly bill No. 142, above reported.

The House concurred in Senate amendment to Assembly bill No. 383, above reported.

The House concurred in Senate amendment to Assembly bill No. 575, above reported.

Senate substitute for Assembly bill No. 429, above reported, adopted in concurrence.

The House concurred in Senate amendment to Assembly concurrent resolution No. 63, above reported.

Senate bill No. 151, above reported, read first and second times, and referred to the Committee on Commerce and Navigation.

Senate bill No. 316, above reported, read first and second times, and referred to the Committee on Commerce and Navigation.

Senate bill No. 172, above reported, read first and second times, and referred to the San Diego delegation.

Senate bill No. 381, above reported, read first and second times, and referred to the Committee on Ways and Means.

Senate bill No. 383, above reported, read first and second times, and referred to the Marin delegation.

Mr. Corey, Chairman of the Committee on Enrolment, also made the following report:

MR. SPEAKER:—The Committee on Enrolment have examined, and found correctly enrolled, Assembly bill No. 69, an Act to empower the Board of Supervisors of the City and County of San Francisco to set apart land for the use of the Seaman's Friend Society, and for the establishment of a Sailors' Home for the protection and relief of seamen;

Also, Assembly bill No. 232, an Act to authorize Ellen Stockmon, administratrix of the estate of D. E. Stockmon, deceased, and guardian of Florence Stockmon and Ralph Stockmon, minor heirs of said D. E. Stockmon, to sell certain land of said estate;

Also, Assembly bill No. 206, an Act supplemental to an Act to provide for the construction of a street railroad and tunnel through Russian Hill, in the City and County of San Francisco, approved April twenty-second, eighteen hundred and sixty-three;

Also, Assembly bill No. 389, an Act to amend an Act entitled an Act to amend an Act entitled an Act concerning the Board of Supervisors of the County of San Bernardino, approved April eighth, eighteen hundred and sixty-two, approved March eighteenth, eighteen hundred and sixty-four;

Also, Assembly bill No. 238, an Act granting to the Board of Supervisors of Alpine County the right to charge and collect toll for the floating and transportation of wood, saw logs, and lumber, down the main Carson River in said county;

Also, Assembly bill No. 411, an Act to organize and regulate townships in San Mateo County, and to define the respective powers, duties, and compensation of county and township officers in certain cases.

And on this, the twenty-first day of March, eighteen hundred and sixty-six, delivered the same to the Governor for his approval.

COREY, Chairman.

Mr. Mace verbally reported Assembly bill No. 57, an Act to create a Board of Water Commissioners for the Counties of Merced and Fresno, and to define their powers and duties, recommending the passage of the bill.

Assembly bill No. 57, above reported, was taken up, the rules suspended, considered engrossed, read third time, and passed.

INTRODUCTION OF BILLS.

Bills were introduced as follows:

By Mr. Coghlan, for an Act for the relief of Daniel O. McCarthy.

Read first time

Mr. Reed moved to reject the bill.

Messrs. Hunt of Santa Clara, Leech, and Dutton, demanded the previous question.

Sustained.

On the motion to reject the bill, Messrs. Peterson, Coghlan, and Satterwhite, demanded the ayes and noes, and the bill was rejected, by the following vote:

AYES—Messrs. Anthony, Bledsoe, Bowman, Braly, Brown of Amador, Brown of Contra Costa, Bugbee, Campbell, Chamberlain, Clayton, Corey, Dorr, Dornin, Downing, Dutton, Dwyer, Goodwin, Hatch, Hawkins, Hearst, Holden, Howard, Huestis, Hunt of Santa Clara, Johnson, Lee, Leech, Lupton, Maholmb, Meredith, Murch, Olds, Pattison, Perrin, Reed, Sherwood, Smith of Butte, Tilden, Ward, Wiggin, and Mr. Speaker—41.

NOES—Messrs. Ayer, Bosquit, Brown of Tulare, Coghlan, Collier, Goodall, Greene, Hamlin, Hansbrow, Hill, Hollister, Hopper, Long, McClelland, Parrish, Peterson, Sawyer, Satterwhite, Sexton, Singleton, Smith of El Dorado, Stewart, and Wilcox—23.

By Mr. Bowman, for an Act to provide for a railroad within the City and County of San Francisco, to be called the Half Dime Railroad.

Read first and second times, and referred to the San Francisco delegation.

By Mr. Meredith, for an Act to extend the provisions of an Act concerning hogs found running at large in the Counties of Marin, Sacramento, San Francisco, Alameda, Stanislaus, Yuba, and Santa Clara, approved April twenty-first, eighteen hundred and fifty-six, and the amendments thereto, approved April eighteenth, eighteen hundred and fifty-nine

Read first and second times, rules suspended, considered engrossed, read third time, and passed.

By Mr. Tilden, for an Act providing for certain indigent persons in this State.

Read first and second times, and referred to the Committee on State Hospitals.

The hour of one o'clock P. M. having arrived, the House took its daily recess.

HOUSE RE-ASSEMBLED.

At two o'clock P. M., the House re-assembled.

Speaker in the Chair.

On motion of Mr. Clayton, a call of the House was ordered.

The roll was called, and the following members were absent without leave: Messrs. Ayer, Batchelder, Bledsoe, Bosquit, Bowman, Braly, Brown of Amador, Brown of Contra Costa, Bugbee, Campbell, Chamberlain, Chappell, Chase, Cogblan, Corey, Dorr, Dornin, Downing, Dutton, Dwyer, Eagar, Goodall, Goodwin, Greene, Hamlin, Hansbrow, Hatch, Hearst, Hill, Hoag, Hogle, Hollister, Hopper, Howard, Hunt of Sacramento, Hunt of Santa Clara, Ireland, Johnson, Kidder, Lee, Leech, Lemon, Long, Lupton, Luttrell, Mace, Maholmb, McClelland, Meredith, Murch, Olds, Parrish, Peterson, Reed, Satterwhite, Sherwood, Singleton, Smith of Butte, Steele, Smith of El Dorado, Steele, Stewart, Taylor, Tilden, Wiggin, Wilcox, and Zuck.

Messrs. Sherwood, Hill, Satterwhite, Lupton, Singleton, Johnson, Hogle, Greene, and others, appeared at the bar of the House, and were each excused upon the payment to the Sergeant-at-Arms of the legal fee for making the arrest.

On motion, all other absentees were excused upon the same conditions.

The roll was again called, and a quorum was present.

FURTHER INTRODUCTION OF BILLS.

Bills were further introduced as follows:

By Mr. Anthony, for an Act to incorporate the Town of Santa Cruz.

Read first and second times, rules suspended, considered engrossed, read third time, and passed, and under a suspension of Rule Number Thirty-Two, was ordered sent to the Senate.

By Mr. Clayton, for an Act to authorize the Board of Supervisors of the City and County of San Francisco to order the payment of all street assessments against property of the Government of the United States in said city and county.

Read first and second times, and referred to the San Francisco delegation.

On motion of Mr. Sawyer, the special order of the day was ordered on top of file for to-morrow.

By Mr. Dorr, for an Act to amend an Act entitled an Act concerning roads and highways in the Counties of Shasta and Trinity, approved March twenty-eighth, A. D. eighteen hundred and sixty-three.

Read first and second times, rules suspended, considered engrossed, read third time, and passed, Rule Number Thirty-Two suspended, and the bill ordered sent to the Senate.

By Mr. Dutton, for an Act to create the office of Shipping Master for the Port of San Francisco for the protection of seamen and others, and to define the duties, compensation, and penalties thereof, and to provide for the time and manner of appointment.

Read first and second times, and referred to the Committee on Commerce and Navigation.

By Mr. Satterwhite, for an Act to regulate the fees of Constables in the County of San Bernardino.

Read first and second times, rules suspended, considered engrossed, read third time, and passed.

By Mr. Wiggin, for an Act to amend an Act entitled an Act concerning the salary and fees of the Coroner of the City and County of San Francisco, approved March twelfth, eighteen hundred and sixty-four.

Read first and second times, rules suspended, considered engrossed, read third time, and passed.

By Mr. Hatch, for an Act for the relief of E. Robbins.

Read first and second times, and referred to the Committee on Claims.

By Mr. Reed, for an Act for the relief of General John A. Sutter.

Read first and second times.

Mr. Reed moved to suspend the rules and consider the bill engrossed.

Mr. Dutton moved to refer the bill to the San Francisco delegation.

Mr. Goodwin moved to amend by instructing the committee to report to-morrow morning.

Accepted.

Mr. Hearst moved to amend further by instructing the committee to report the day after to-morrow.

Accepted.

The bill was so referred with the accompanying papers, with instructions to report the day after to-morrow.

By Mr. Brown, of Contra Costa, for an Act to amend an Act to regulate the settlement of the estates of deceased persons, passed May first, eighteen hundred and fifty-one.

Read first and second times, and referred to the Judiciary Committee.

Mr. Holden, from the Committee on Swamp and Overflowed Lands, had leave to make the following report:

MR. SPEAKER:—The Committee on Swamp and Overflowed Lands, to whom was referred Assembly bill No. 591, an Act to transfer certain funds and provide for the management thereof, have had the same under consideration, and submit the following report:

The Act provides for the transfer of the sum of thirty-two thousand dollars from the General Swamp Land Fund to Swamp Land District Number Eighteen, and the payment thereof by the levying of a tax for that purpose. The committee herewith offer a substitute, and recommend its passage. The substitute abolishes the Swamp Land Commission, and authorizes the Boards of Supervisors of the different counties to perform the same duties as the Commissioners did under the former Act. It also provides for transferring from the General Swamp Land Fund to the fund of each district which has warrants outstanding, and not paid for want of funds, an amount sufficient to pay said warrants, making it the duty of the Boards of Supervisors to levy a tax on the land, so much per acre as will in three years replace the amount transferred.

The substitute further provides that the holders of patents or certificates of purchase representing one half or more of acres in the proposed district (instead of one third, as now provided for.) shall petition for reclamation before the Board of Supervisors are authorized to make an order for the levy of a tax in the district.

The substitute also provides that but one third of the estimated cost

of reclaiming a district shall be levied and collected in any one year. The law now permits and requires the Board of Supervisors to levy in one year the full amount necessary for the reclamation of the district, which in some districts amounts to one third of the value of the land and improvements thereon in the district, instances amounting almost to confiscation.

The substitute further provides that in case the amount heretofore levied for reclamation is not sufficient, the Board, upon a petition of the representatives of one half of the number of acres of land sold in the district, may levy a tax which will produce a sufficient amount to complete the reclamation.

HOLDEN, for Committee.

The substitute for Assembly bill No. 591, above reported, was adopted, rules suspended, considered engrossed, read third time, and passed, Rule Number Thirty-Two suspended, and the Clerk directed to send the bill to the Senate.

Mr. Howard had leave to introduce a bill for an Act authorizing the construction of a wagon road from the town of Santa Cruz to Redwood City, in San Mateo County.

Read first and second times, and ordered on file.

GENERAL FILE.

Assembly bill No. 500, an Act to appropriate money to pay the outstanding Indian war bonds issued by the State of California under an Act of the Legislature, approved May third, eighteen hundred and fifty-two, and Acts supplementary thereto.

Mr. Goodwin offered a substitute.

Adopted.

On the engrossment of the bill, Messrs. Dornin, Luttrell, and Corey, demanded the ayes and noes, and the bill was ordered engrossed, by the following vote:

AYES—Messrs. Ayer, Bledsoe, Bosquit, Bowman, Braly, Brown of Contra Costa, Brown of Tulare, Bugbee, Campbell, Clayton, Coghlan, Dorr, Downing, Dutton, Goodwin, Greene, Hamlin, Hawkins, Hill, Hoag, Hollister, Hopper, Howard, Hunt of Sacramento, Johnson, Lee, Lupton, Mace, Maholmb, McClelland, Parrish, Peterson, Sawyer, Satterwhite, Sherwood, Singleton, Smith of Butte, Smith of El Dorado, Tilden, Ward, Wiggin, and Wilcox—42.

NOES—Messrs. Anthony, Brown of Amador, Chamberlain, Chappell, Chase, Collier, Corey, Dornin, Dwyer, Eagar, Hansbrow, Hatch, Hearst, Hogle, Hunt of Santa Clara, Leech, Long, Luttrell, Meredith, Murch, Olds, Pattison, Perrin, Steele, Stewart, Taylor, Zuck, and Mr. Speaker—28.

Mr. Brown of Contra Costa had leave to make the following report:

MR. SPEAKER :—The Solano and Contra Costa delegations have had under consideration Assembly bill No. 532, an Act to authorize John Torney, J. B. Frisbie, and Nathan Coombs, to establish and maintain a public ferry across the Straits of Carquinez, and respectfully report the same back, with amendments, and recommend its passage as amended;

Also, Assembly bill No 616, an Act to authorize the establishment of a

ferry at the confluence of the Sacramento and San Joaquin Rivers, and report it back, with amendments, and recommend its passage as amended.

BROWN,

LEMON,

For Delegations.

GENERAL FILE RESUMED

Assembly bill No 425, an Act for the relief of the commissioned officers of the California Volunteers in the service of the United States.

Mr. Hunt of Santa Clara moved to lay the bill on the table.

Upon which Messrs Wilcox, Luttrell, and Hill, demanded the ayes and noes, and the motion to lay on the table prevailed, by the following vote:

AYES—Messrs. Anthony, Bledsoe, Bosquit, Bowman, Braly, Brown of Contra Costa, Brown of Tulare, Bugbee, Chamberlain, Chappell, Clayton, Collier, Corey, Dornin, Downing, Dutton, Dwyer, Greene, Hamlin, Hatch, Hogle, Holden, Howard, Hunt of Santa Clara, Maholmb, Meredith, Murch, Olds, Parrish, Peterson, Satterwhite, Sherwood, Singleton, Smith of Butte, Stewart, and Zuck—36.

NOES—Messrs. Ayer, Brown of Amador, Campbell, Coghlan, Dorr, Hansbrow, Hawkins, Hearst, Hill, Hopper, Johnson, Leech, Lupton, Luttrell, Mace, McClelland, Pattison, Perrin, Sawyer, Sexton, Steele, Tilden, Ward, Wiggins, and Wilcox—25.

Mr. Wiggins had leave to make the following report:

MR. SPEAKER: The San Francisco delegation, to whom was referred Assembly bill No. 344, an Act to provide for the settlement of certain land claims within the City and County of San Francisco, have had the same under consideration, and report the bill back, with a substitute, and recommend the passage of the substitute.

WIGGIN, for Delegation.

The usual number of copies of Assembly bill No 344, above reported, was ordered printed.

Assembly bill No. 274, an Act concerning corporations—read third time, and passed.

Substitute for Assembly bill No. 114, an Act providing for Land Commissioners for the Counties of Nevada and Placer—read third time, and passed.

Assembly Bill No. 622, an Act to amend an Act entitled an Act to authorize the Board of Supervisors of the County of Stanislaus to take and subscribe twenty-five thousand dollars to the capital stock of the Stockton and Copperopolis Railroad Company, and to provide for the payment of the same, and other matters relating thereto, approved April seventeenth, eighteen hundred and sixty-two—rules suspended, considered engrossed, read third time, and passed. Rule Number Thirty-Two suspended, and the Clerk was directed to send the bill to the Senate.

Senate bill No 274, an Act to repeal an Act entitled an Act to prevent the arming and equipping within the jurisdiction of this State of vessels for piratical or privateering purposes, and other treasonable conduct, approved April twenty-fifth, eighteen hundred and sixty-three—referred to the Judiciary Committee.

Assembly bill No. 159, an Act for the relief of the Kohler Brothers Silver Mining Company—substitute adopted.

Mr. Lupton moved to suspend the rules, and consider the bill engrossed.

So ordered.

The bill was then read third time, and passed, Rule Number Thirty-Two suspended, and the Clerk directed to send the bill to the Senate.

Assembly bill No 449, an Act to prevent seduction—read third time, and passed.

Mr. McClelland had leave to withdraw Assembly bill No. 402, an Act to amend an Act entitled an Act for the government of State Prison convicts, and to provide for the location of a branch prison, approved April twenty-fourth, eighteen hundred and fifty-eight.

Assembly bill No. 254, an Act to provide for a Chaplain and Physician for the State Prison of the State of California—ordered on top of file for to-morrow

Assembly bill No 94, an Act to provide for a Chaplain for the State Prison of the State of California—ordered on top of file for to-morrow

Assembly bill No. 613, an Act amendatory of an Act fixing the number of officers and employes of the Senate and Assembly, to define their duties, and to establish their pay, approved May twentieth, eighteen hundred and sixty-one—ordered engrossed.

Senate bill No. 60, an Act to protect the elections of voluntary political associations, and to punish frauds thereon.

Mr Hill moved to lay the bill on the table

Upon which, Messrs. Chamberlain, Bugbee, and Dornin, demanded the ayes and noes, and the House refused by the following vote :

AYES—Messrs. Braly, Chase, Hawkins, Hill, Hoag, Hopper, Long, Luttrell, Mace, McClelland, Parrish, and Wilcox—12.

NOES—Messrs. Anthony, Bledsoe, Bowman, Brown of Amador, Brown of Contra Costa, Brown of Tulare, Bugbee, Campbell, Chamberlain, Clayton, Coghlan, Collier, Corey, Dorr, Dornin, Downing, Dutton, Eagar, Greene, Hamlin, Hansbrow, Hatch, Hearst, Hogle, Hollister, Hunt of Santa Clara, Leech, Lemon, Maholmb, Meredith, Murch, Olds, Pattison, Perrin, Reed, Sexton, Sherwood, Singleton, Smith of Butte, Steele, Stewart, Taylor, Tilden, Wiggin, Zuck, and Mr. Speaker—46.

Mr Luttrell moved to postpone for one week.

The House refused

Messrs. Chamberlain, Bowman, and Pattison, demanded the previous question.

Sustained

The amendments reported by the committee were then adopted.

On the passage of the bill, Messrs. Luttrell, Parrish, and Meredith, demanded the ayes and noes, and the bill was passed, by the following vote :

AYES—Messrs. Anthony, Bosquit, Bowman, Brown of Contra Costa, Bugbee, Campbell, Chamberlain, Chappell, Clayton, Coghlan, Collier, Corey, Dorr, Dornin, Dutton, Dwyer, Eagar, Goodall, Greene, Hamlin, Hansbrow, Hatch, Hogle, Hollister, Hopper, Hunt of Santa Clara, Leech, Lemon, Meredith, Murch, Olds, Pattison, Perrin, Reed, Sexton, Sherwood, Singleton, Smith of Butte, Smith of El Dorado, Steele, Stewart, Taylor, Tilden, Wiggin, Wilcox, and Zuck—46

NOES—Messrs. Bledsoe, Braly, Brown of Amador, Brown of Tulare, Chase, Downing, Hawkins, Hearst, Hill, Hoag, Holden, Long, Lupton, Luttrell, McClelland, Parrish, and Peterson—17.

Senate bill No. 375, an Act to authorize the Superintendent of Public Schools of the County of Trinity to pay the claim of A. D. Bayles—read third time, and passed.

Assembly bill No. 551, an Act to create the County of Granite, to define its boundaries and provide for its organization.

Mr. Hopper moved to place the bill the second on file for to-morrow.

Mr. Maholmb moved to refer the bill to the Sacramento delegation.

The bill was ordered the second on file for to-morrow.

Assembly bill No. 577, an Act to adopt an official map of the State of California, and to provide for the purchase and distribution of copies of the same—ordered on top of file for next Friday.

Assembly bill No. 632, an Act to provide for the payment of the State's portion of the County Auditors' salaries in the Counties of Shasta and Plumas—ordered engrossed.

Assembly bill No. 633, an Act to repeal an Act to provide for ascertaining the amount of fees paid to certain officers, approved April fourth, eighteen hundred and sixty-four—referred to the Judiciary Committee.

Mr. Hearst gave notice of a motion to reconsider the vote by which Assembly bill No. 449, an Act to prevent seduction, was passed.

Mr. Sawyer offered a resolution providing for an amendment of the rule, so as to provide that no motion to lay a bill on the table may be considered until the author at least has been allowed to speak upon it.

Ordered to lay over one day, under the rule.

Mr. Long had leave to introduce a bill for an Act to set apart certain lands to the use of Red Bluff School District.

Read first and second times, rules suspended, considered engrossed, read third time, and passed.

Mr. Lemon had leave to introduce a bill for an Act to authorize the parties therein named to construct and maintain a wharf in the Town of Benicia, Solano County.

Read first and second times, and referred to the Committee on Commerce and Navigation.

At four o'clock and thirty-five minutes P. M., on motion of Mr. Smith of El Dorado, the House adjourned.

IN ASSEMBLY.

HOUSE OF ASSEMBLY,
Thursday, March 22d, 1866. }

House met pursuant to adjournment.

Speaker in the Chair.

Roll called.

Quorum present.

Prayer by the Chaplain.

Journal of yesterday read and approved.

PETITIONS.

Mr. Clayton presented a petition from citizens of San Francisco for the grant of a street railroad franchise to Messrs. Phelan, Castle, and others.

Referred to the San Francisco delegation.

Mr Perrin presented a petition from citizens of Mono County remonstrating against the removal of the county seat of said county

Referred to the Committee on Counties and County Boundaries.

Mr Goodwin presented a petition from residents of Plumas County and Butte County in favor of the passage of an Act authorizing the County of Plumas to issue bonds to the amount of one hundred thousand dollars, and the County of Butte to issue bonds for the amount of ——— dollars to aid in the construction of a wagon road from Oroville to Indian Valley.

Referred to the Plumas delegation.

Also, a petition from citizens of Plumas County remonstrating against the passage of such Act.

Referred to the Plumas delegation.

Mr Bugbee presented a petition from citizens of San Francisco for an amendment to the bill for the tunnelling of Second street in said city.

Referred to the San Francisco delegation.

REPORTS.

Mr. Chamberlain verbally reported Senate concurrent resolution No. 41, recommending its adoption.

Mr. Hopper, Chairman of the Committee on Counties and County Boundaries, made the following report :

MR. SPEAKER :—The Committee on Counties and County Boundaries, having had under consideration Assembly bill No. 452, an Act submitting to the qualified voters of Lake County the removal of the county seat, report a substitute for the same, and recommend the passage of the substitute.

HOPPER, Chairman.

Mr Hogle, from the Committee on Engrossment, made the following report :

MR. SPEAKER :—The Committee on Engrossment have examined, and found correctly engrossed, Assembly bill No. 520, an Act concerning the collection of taxes, foreign miners' and all other licenses ;

Also, Assembly bill No. 481, an Act in relation to the office of Assessor of the City and County of San Francisco ;

Also, Assembly bill No. 586, an Act to authorize certain parties therein named to construct a wharf ;

Also, Assembly bill No. 596, an Act authorizing John N. Appleton and others to improve the channel of King's River, in Fresno County, and to construct and maintain booms therein ;

Also, Assembly bill No. 576, an Act to amend an Act entitled an Act concerning the collection of poll taxes, license taxes, and foreign miners' licenses in the County of Sierra, approved April ninth, eighteen hundred and sixty-two ;

Also, Assembly bill No. 568, an Act concerning roads and highways in the Counties of Klamath and Del Norte ;

Also, Assembly bill No. 516, an Act amendatory and supplementary to an Act in relation to the indigent sick of the County of Placer, approved April seventeenth, eighteen hundred and sixty-two ;

Also, Assembly bill No. 466, an Act for the relief of Alexander Gibson;
 Also, Assembly bill No. 547, an Act for the relief of T. M. Brown;
 Also, Assembly bill No. 571, an Act to provide for the division of Sutter County into assessment districts for the election of District Assessors, and to define their duties, liabilities, and compensation;

Also, Assembly bill No. 273, an Act to amend an Act entitled an Act amendatory of Article IV of an Act entitled an Act to repeal the several charters of the City and County of San Francisco, to establish the boundaries of the City and County of San Francisco, and to consolidate the government thereof, approved the nineteenth day of April, eighteen hundred and fifty-six, repealing section thirty-six to sixty-four inclusive, and Acts and parts of Acts amendatory and supplementary thereof, and substituting this Act for said Article IV, approved April twenty-fifth, eighteen hundred and sixty-two.

HOGLE, for Committee.

Mr. Eagar, Chairman of the Committee on Ways and Means, made the following report :

MR. SPEAKER:—The Committee on Ways and Means have had under consideration Assembly bill No. 557, an Act to amend the Act of April fourth, eighteen hundred and sixty-four, entitled an Act in relation to proceedings in certain suits, and report it back, with amendment to title, and recommend its passage as amended;

Also, Assembly bill No. 606, an Act to appropriate money for the support of a normal school at Los Angeles City, and recommend that it be indefinitely postponed;

Also, Senate bill No. 328, an Act to authorize the Treasurer and Controller to transfer and apply certain funds, and report it back, and recommend its passage;

Also, Assembly bill No. 365, an Act to amend an Act entitled an Act to provide revenue for the support of the government of this State, approved May seventeenth, eighteen hundred and sixty-one, and recommend that it be laid on the table.

EAGAR, Chairman.

Mr. Clayton, Chairman of the Committee on Commerce and Navigation, made the following report :

MR. SPEAKER:—The Committee on Commerce and Navigation, to whom was referred Assembly bill No. 75, an Act to extend the provisions of an Act entitled an Act to authorize Nathan H. Stinson, his associates and his and their assigns, to build a wharf at the foot of Solano street, in the City and County of San Francisco, approved April twenty-seventh, eighteen hundred and sixty-three, have had the same under consideration, made some amendments thereto, report it back, and recommend its passage as amended;

Also, Assembly bill No. 656, an Act to authorize the parties therein named to construct and maintain a wharf in the Town of Benicia, Solano County, and report it back, and recommend its passage;

Also, Senate bill No. 301, an Act to authorize Eben Hilton, Isaac Hobbs, Martin J. Wright, and others, to build a wharf in Solano County, and report it back, and recommend its passage;

Also, Senate bill No. 152, an Act to provide for the formation of Chambers of Commerce, Boards of Trade, Mechanics' Institutes, and other

kindred protective associations, and report it back, and recommend its passage.

CLAYTON, Chairman.

Assembly bill No. 656, above reported, was taken up, rules suspended, considered engrossed, read third time, and passed.

Senate bill No. 152, above reported, was read third time, and passed.

Mr. Hunt of Sacramento, Chairman of the Committee on Claims, made the following report :

Mr. SPEAKER :—The Committee on Claims, to whom was recommitted Assembly bill No 456, an Act for the relief of A. C. Monson, for the purpose of getting the opinion of the Attorney-General on the legality of the claim, report as follows: The Attorney-General says that the State Prison Directors had no legal right to employ counsel, but also adds that if he had been one of the Directors, and thought the State would have suffered in the absence of the Attorney-General, he would have employed counsel, and would have expected the State to pay for such service ;

Also, Assembly bill No. 489, an Act for the relief of Garrett Welton, have had the same under consideration, and report a substitute, and recommend the passage of the substitute ;

Also, Assembly No 651, an Act for the relief of E. Robbins, report the same back, and recommend its passage ;

Also, Assembly bill No. 626, an Act for the relief of J. D. Patterson, report the same back, and recommend its passage ;

Also, Assembly bill No. 209, an Act to pay the claim of Placer County for money expended in contesting and preventing persons from obtaining patents to mineral lands in said county, report a substitute, and recommend the passage of the substitute.

HUNT, Chairman.

Assembly bill No. 626, above reported, was taken up, and considered in Committee of the Whole.

IN ASSEMBLY.

Reported, and returned to file.

Mr. McClelland made the following report :

Mr. SPEAKER :—We, the undersigned members of the San Francisco delegation, to whom was referred Assembly bill No. 548, an Act to change the time for holding municipal elections in the City and County of San Francisco, and to define the official terms of certain officers therein mentioned, respectfully report the same back, with the recommendation that it be indefinitely postponed. The object and purposes of this bill is to prolong the term of the city and county officers of San Francisco beyond the terms of their respective offices, and for which they were elected by the people. The bill applies to all officers of that city and county elected by the people, and in our opinion, if it become a law would be in conflict with the provision of the Constitution requiring these officers to be elected by the people. If these city and county officers can be continued in office for six months by this Legislature, our successors will have power to do the same thing with the officers of that county, or any other county in the State, and thus the voice and will of the people may be at any time disregarded. We therefore believe,

beside the great injustice of passing such a bill, if it should become a law, the precedent would be a bad one, and at the same time the law would be of doubtful constitutionality. We are also of the opinion the proposed law does not meet with the approbation of our constituents, no petitions or representations having been made in its favor. The county and municipal elections heretofore were changed to the spring of the year at the request of the people, in order to have them divested of the ordinary excitement and influences attending political elections, and we believe the people would prefer the law as it is should remain unchanged.

HAGER,
SHAW.
McCLELLAND,
LUPTON,
HAWKINS,
BRALY,
HEARST,
CHASE.

Mr. Luttrell made a report from the committee appointed to visit Placer and Nevada Counties in relation to the boundary line between said counties.

Referred to the Committee on Counties and County Boundaries.

[For report, see Appendix.]

Mr. Dornin made a report from the same committee.

Referred to the Committee on Counties and County Boundaries.

[For report, see Appendix.]

Mr. Reed, Chairman of the Committee on Agriculture, made the following report :

MR. SPEAKER :—The Committee on Agriculture, to whom was referred Assembly bill No. 607, an Act to promote the culture of hemp in the State of California, have had the same under consideration, and recommend its indefinite postponement.

REED, Chairman.

Mr. Wiggin made the following report :

MR. SPEAKER :—The San Francisco delegation, to whom was referred Assembly bill No. 275, an Act to authorize the Board of Supervisors of the City and County of San Francisco to construct a tunnel in said city and county, have had the same under consideration, and report the bill back, with amendments, and recommend its passage as amended ;

Also, Assembly bill No. 512, an Act to give further powers to the Board of Supervisors of the City and County of San Francisco, and report the bill back, with an amendment, and recommend its passage as amended ;

Also, Assembly bill No. 510, an Act to amend an Act entitled an Act to fix and regulate the fees and salaries of officers in the City and County of San Francisco, and report the same back, with a substitute, and recommend the passage of the substitute ;

Also Assembly bill No. 505, an Act to provide for the measurement of wood in the City and County of San Francisco, and report the bill back, with the recommendation that it be indefinitely postponed.

WIGGIN, for Delegation.

Assembly bill No. 275, above reported, was taken up, and ordered engrossed.

Mr. Olds made the following report :

MR. SPEAKER:—The committee to whom was referred Senate bill No. 383, beg leave to report the same back, and recommend its passage.

OLDS, for Committee.

Mr. Brown of Contra Costa, Chairman of the Judiciary Committee, made the following report :

MR. SPEAKER:—The Judiciary Committee, to whom was referred Assembly bill No 589, an Act concerning unlawful holding over of dwelling houses, tenement houses, shops, and stores, and the land leased therewith, in the City and County of San Francisco, report the same back, with amendments. The provisions of the bill apply to the City and County of San Francisco alone, and is recommended by the delegation from that city and county; the committee therefore recommend its passage as amended.

BROWN, Chairman.

Assembly bill No 589, above reported, was taken up, committee amendments adopted, rules suspended, considered engrossed, read third time, and passed.

Mr. Luttrell moved to take up Assembly bill No. 425, an Act for the relief of the commissioned officers of the California Volunteers in the service of the United States.

The House refused.

MESSAGE FROM THE SENATE.

The following message was received from the Senate :

SENATE CHAMBER,
March 22d, 1866. }

MR. SPEAKER:—The Senate, on yesterday, passed Assembly bill No. 399, an Act to aid the construction of the Placerville and Sacramento Valley Railroad, with amendments, and respectfully ask concurrence of the Assembly in the amendments ;

Also, concurred in Assembly amendments to Senate amendments to Assembly bill No. 217, an Act to authorize William Codington and others to construct a turnpike road from the present settlement on Eel River, in Humboldt County, to Long Valley, in Mendocino County, and to charge and collect toll thereon.

CHAS. W. GORDON,
Assistant Secretary.

Mr. Brown of Contra Costa moved to make Assembly bill No 399, above reported, the special order for next Tuesday.

Mr. Eagar moved to amend by making the bill the special order for to-morrow at twelve o'clock M.

Mr. Goodwin moved to further amend by making the bill the special order for two o'clock P. M. to-day.

On motion of Mr. Sherwood, the special order of the day, Assembly bill No 226, an Act providing for the insane of California, was postponed till after the disposition of the bill under consideration.

On the motion to postpone the bill till two o'clock P. M., Messrs. How-

ard, Corey, and Bugbee, demanded the ayes and noes, and the House so ordered, by the following vote:

AYES—Messrs. Bosquit, Bowman, Braly, Brown of Tulare, Campbell, Chappell, Chase, Coghlan, Dorr, Eagar, Goodall, Goodwin, Hill, Hoag, Hollister, Hopper, Hunt of Sacramento, Ireland, Johnson, Kidder, Lee, Leech, Lupton, Luttrell, Mace, Maholmb, McClelland, Meredith, Murch, Olds, Parrish, Peterson, Reed, Sawyer, Satterwhite, Sexton, Sherwood, Singleton, Smith of Butte, Smith of El Dorado, Steele, Stewart, Taylor, Tilden, Ward, Wiggin, and Mr. Speaker—47.

NOES—Messrs. Anthony, Ayer, Batchelder, Bledsoe, Brown of Amador, Brown of Contra Costa, Bugbee, Chamberlain, Clayton, Collier, Corey, Dutton, Dwyer, Greene, Hamlin, Hansbrow, Hatch, Hawkins, Hearst, Howard, Huestis, Hunt of Santa Clara, Lemon, Long, Pattison, and Perrin—26.

Mr. Tilden moved to place Assembly bill No 226, an Act to provide for the insane of California, on top of file for to-morrow.

Mr. Brown of Contra Costa moved to postpone the bill to next Tuesday. The House so ordered.

INTRODUCTION OF BILLS.

Bills were introduced as follows:

By Mr. Hill, for an Act granting leave of absence from the State to H. W. Harkness, one of the Trustees of the State Library.

Read first and second times, rules suspended, considered engrossed, read third time, and passed, and under suspension of Rule Number Thirty-Two, ordered to be sent to the Assembly immediately.

By Mr. Howard, for an Act to authorize the sale and conveyance to William Alvord, his associates and assigns, of certain overflowed lands in the City and County of San Francisco.

Read first and second times, and referred to the Committee on Commerce and Navigation.

By Mr. Anthony, for an Act authorizing the Board of Supervisors of Plumas County to aid in constructing a certain wagon road in said county.

Read first and second times, rules suspended, considered engrossed, read third time, and passed.

By Mr. Wiggin, for an Act to amend an Act entitled an Act to establish a paid fire department for the City and County of San Francisco, approved March second, eighteen hundred and sixty-six.

Read first and second times, and referred to the San Francisco delegation

Also, an Act to authorize the Board of Supervisors of the City and County of San Francisco to fix limits in said city and county within which the slaughtering of animals shall be prohibited, and to establish such rules and regulations in regard to the slaughtering of animals within said city and county as they may deem advisable.

Read first and second times, and referred to the San Francisco delegation.

Also, for an Act to confer further powers upon the Board of Supervisors of the City and County of San Francisco.

Read first and second times, and referred to the San Francisco delegation.

By Mr. Bowman, for an Act for the relief of James R. Travers.

Read first and second times, and referred to the San Francisco delegation.

Also, for an Act amendatory of an Act to authorize D. B. Northrup, Horace Cole, and E. B. Goddard, and their associates, to construct a plank road or bridge over the waters of Mission Bay, in the City and County of San Francisco, approved April eighteenth, eighteen hundred and sixty-two, and Acts amendatory thereof, approved April twenty-fourth, A. D. eighteen hundred and sixty-three, and April fourth, eighteen hundred and sixty-four.

Read first and second times, and referred to the San Francisco delegation.

By Mr. Olds, for an Act to provide for laying out, altering, and vacating public roads in the County of Marin.

Read first and second times, and referred to the Marin and Sonoma delegations.

Also, for an Act to authorize Joseph J. Bullis, his associates and assigns, to construct a wharf at Point San Pedro, in the County of Marin.

Read first and second times, and referred to the Committee on Commerce and Navigation.

By Mr. Goodwin, for an Act authorizing the Board of Supervisors of Plumas County to aid in constructing certain wagon roads in said county.

Read first and second times, rules suspended, considered engrossed, read third time, and passed, Rule Number Thirty-Two suspended, and the bill ordered immediately sent to the Senate.

Mr. Sawyer moved to take up his proposed amendment to Rule Number Forty-Six.

The House so ordered.

The proposed amendment to the rule was then rejected.

GENERAL FILE.

Assembly bill No. 630, an Act making appropriations for the support of the civil government of this State for the eighteenth and nineteenth fiscal years, commencing on the first day of July, A. D. eighteen hundred and sixty-six, and ending on the thirtieth day of June, eighteen hundred and sixty-eight—considered in Committee of the Whole.

At one o'clock P. M., the House took its daily recess.

HOUSE RE-ASSEMBLED.

At two o'clock P. M., the House re-assembled.

Speaker in the Chair.

Roll called.

Quorum present.

SPECIAL ORDER.

Mr. Clayton moved to postpone the Governor's veto message, (the second special order of the day), Assembly bill No. 507, an Act to authorize Joseph S. Alemany, Roman Catholic Archbishop of San Francisco, to sell and convey certain real estate situated in the City and County of San Francisco, till Tuesday next.

Mr. Lee moved to refer the matter to the Judiciary Committee.

The House so ordered.

The third special order of the day was then taken up, Assembly bill

No. 399, an Act to aid the construction of the Placerville and Sacramento Valley Railroad.

The House concurred in the Senate amendment to the title of the bill.

Messrs. Sherwood, Mace, and Ward, demanded the previous question.

Upon which, Messrs. Hunt of Santa Clara, Chamberlain, and Pattison, demanded the ayes and noes, and the previous question was ordered, by the following vote:

AYES—Messrs. Anthony, Ayer, Batchelder, Bosquit, Braly, Brown of Amador, Campbell, Chappell, Chase, Coghlan, Dorr, Eagar, Goodall, Goodwin, Hamlin, Hearst, Hill, Hoag, Hollister, Hopper, Huestis, Hunt of Sacramento, Ireland, Johnson, Kidder, Leech, Luttrell, Mace, Maholmb, Meredith, Murch, Parrish, Peterson, Reed, Sawyer, Satterwhite, Sexton, Sherwood, Singleton, Smith of Butte, Smith of El Dorado, Steele, Taylor, Tilden, Ward, Wiggin, Wilcox, and Mr Speaker—48.

NOES—Messrs. Bledsoe, Brown of Contra Costa, Brown of Tulare, Bugbee, Chamberlain, Clayton, Corey, Dutton, Dwyer, Greene, Hansbrow, Hatch, Howard, Hunt of Santa Clara, Lee, Lemon, Long, Pattison, Perrin, Stewart, and Zuck—21.

On concurring in the Senate amendment to the bill, Messrs. Corey, Batchelder, and Clayton, demanded the ayes and noes, and the amendment was concurred in, by the following vote:

AYES—Messrs. Anthony, Bosquit, Brown of Amador, Brown of Contra Costa, Campbell, Chappell, Chase, Coghlan, Dorr, Eagar, Goodall, Goodwin, Hansbrow, Hill, Hoag, Hogle, Hollister, Hopper, Huestis, Hunt of Sacramento, Ireland, Johnson, Kidder, Lee, Leech, Luttrell, Mace, Maholmb, Meredith, Murch, Parrish, Peterson, Reed, Sawyer, Satterwhite, Sexton, Sherwood, Singleton, Smith of Butte, Smith of El Dorado, Steele, Taylor, Tilden, Ward, Wiggin, Wilcox, and Mr Speaker—47.

NOES—Messrs. Batchelder, Bledsoe, Braly, Brown of Tulare, Bugbee, Chamberlain, Clayton, Corey, Dutton, Dwyer, Greene, Hamlin, Hatch, Howard, Hunt of Santa Clara, Lemon, Long, Pattison, Perrin, Stewart, and Zuck—21.

Mr. Brown of Contra Costa gave notice of a motion to reconsider the above vote.

Mr. Chase had leave to introduce a bill for an Act to appropriate money to pay the claim of the Hugh O'Neil Guard.

Read first and second times, and referred to the Committee on Claims.

REPORTS.

Mr. Corey, Chairman of the Committee on Enrolment, made the following report:

MR. SPEAKER:—The Committee on Enrolment have examined, and found correctly enrolled, Assembly bill No. 19, an Act to protect agriculture, and to prevent the trespassing of animals upon private property;

Also, Assembly bill No. 20, an Act to aid the County of Klamath in repairing and improving a road and trail from Trinidad to Sawyer's Bar, in said county;

Also, Assembly bill No. 93, an Act to repeal an Act entitled an Act supplementary to an Act entitled an Act for the better protection of the

agricultural interests in certain counties, and for the more effectual prevention of the trespassing of animals upon private property. passed March eleventh, eighteen hundred and sixty-four, approved April fourth, eighteen hundred and sixty-four;

Also, Assembly bill No. 138, an Act for the relief of Solomon Crown;

Also, Assembly bill No. 200, an Act for the relief of Del Norte County;

Also, Assembly bill No. 211, an Act to authorize Charles C. Butler, Junius G. Foster, their associates and assigns, to construct a wire suspension bridge from the main land to Seal Rock, in the City and County of San Francisco;

Also, Assembly bill No. 537, an Act to abolish the office of Tax Collector in the County of Tehama, and provide for the collection of taxes therein;

And on this, the twenty-second day of March, eighteen hundred and sixty-six, at two o'clock P. M., delivered the same to the Governor for his approval.

Also, have examined, and found correctly enrolled, Assembly concurrent resolution No. 61, relating to the withdrawal of Assembly bill No. 401;

And on this, the twenty-second day of March, eighteen hundred and sixty-six, deposited the same in the office of the Secretary of State.

COREY, Chairman.

Mr. Hill, from the Committee on Counties and County Boundaries, made the following report:

Mr. SPEAKER:—The Committee on Counties and County Boundaries, to whom was referred Assembly bill No. 595, an Act fixing the boundaries of Placer County, report the same back, and recommend its passage.

HILL,
OLDS,
ZUCK,
WILCOX.

Mr. Hopper, Chairman of the Committee on Counties and County Boundaries, made the following report:

Mr. SPEAKER:—The undersigned, a member of the Committee on Counties and County Boundaries, having considered Assembly bill No. 595, an Act fixing the boundaries of Placer County, report the said bill back, without recommendation.

HOPPER, Chairman.

FURTHER INTRODUCTION OF BILLS.

Bills were further introduced as follows:

By Mr. Lemon, for an Act providing for the location and survey of a public highway from Suisun City, in Solano County, to Knoxville, in Lake County, running through the Counties of Solano, Napa, and Lake.

Read first and second times, rules suspended, considered engrossed, read third time, and passed, and under a suspension of Rule Number Thirty-Two, ordered transmitted immediately to the Senate.

By Mr. Reed, for an Act for the relief of A. H. Willard and J. B. Hart-sough.

Read first and second times, and referred to the Committee on Claims.
Also, for an Act to empower the Board of Swamp Land Commissioners to pass upon the claim of Jack McClain, of Yolo County, for injuries to swamp lands.

Read first and second times, and referred to the Committee on Swamp and Overflowed Lands.

Mr. Clayton, Chairman of the Committee on Commerce and Navigation, had leave to make the following report :

MR. SPEAKER:—The Committee on Commerce and Navigation, to whom was referred Senate bill No. 316, an Act to improve the navigation of the San Joaquin River, have had the same under consideration, report it back, and recommend its passage;

Also, Assembly No. 658, an Act to authorize the sale and conveyance to William Alvord, his associates and assigns, of certain overflowed lands in the City and County of San Francisco, have made some amendments to the same, report it back, and recommend its passage as amended.

CLAYTON, Chairman.

Mr. Wilcox had leave to introduce a bill for an Act to amend an Act to create the County of Fresno, to define its boundaries and to provide for its organization, approved April nineteenth, eighteen hundred and fifty-six.

Read first and second times, and referred to the Fresno and Mariposa delegations.

On motion of Mr. Eagar, the appropriation bill was taken up, and considered in Committee of the Whole, (Mr. Sherwood in the Chair)

IN ASSEMBLY.

Reported, with amendments, passage recommended, and amendments reported by the Committee of the Whole adopted.

Mr. Holden offered the following amendment :

“SEC. 7. No money shall be drawn by virtue of this Act, except for salaries, until the same shall have been passed upon by the Board of Examiners and certified by them to be correct.”

Upon the adoption of which, Messrs. Long, Brown of Tulare, and Holden, demanded the ayes and noes, and the amendment was rejected, by the following vote :

AYES—Messrs. Batchelder, Bledsoe, Braly, Brown of Amador, Brown of Tulare, Goodwin, Hawkins, Hearst, Hoag, Holden, Long, Mace, McClelland, Parrish, Peterson, Satterwhite, and Ward—17.

NOES—Messrs. Anthony, Ayer, Bosquit, Bowman, Brown of Contra Costa, Bugbee, Campbell, Chamberlain, Chappell, Chase, Clayton, Coghlan, Collier, Corey, Dorr, Dornin, Dutton, Dwyer, Eagar, Goodall, Greene, Hamlin, Hansbrow, Hatch, Hill, Hogle, Hollister, Hopper, Howard, Huestis, Hunt of Santa Clara, Ireland, Lee, Leech, Maholmb, Meredith, Murch, Olds, Pattison, Perrin, Sexton, Sherwood, Singleton, Smith of Butte, Smith of El Dorado, Steele, Stewart, Taylor, Wilcox, Zuck, and Mr. Speaker—51.

The rules were suspended, the bill considered engrossed, and read third time.

On the passage of the bill, Messrs. Long, Brown of Tulare, and Mace, demanded the ayes and noes, and the bill was passed, by the following vote:

AYES—Messrs. Anthony, Ayer, Batchelder, Bosquit, Bowman, Braly, Brown of Amador, Brown of Contra Costa, Bugbee, Campbell, Chamberlain, Chappell, Clayton, Coghlan, Collier, Corey, Dorr, Dornin, Dutton, Dwyer, Eagar, Goodall, Goodwin, Greene, Hamlin, Hansbrow, Hatch, Hawkins, Hill, Hogle, Holden, Hollister, Hopper, Howard, Huestis, Hunt of Santa Clara, Johnson, Lee, Leech, Lupton, Maholmb, Meredith, Murch, Olds, Parrish, Pattison, Perrin, Reed, Satterwhite, Sexton, Sherwood, Singleton, Smith of Butte, Smith of El Dorado, Steele, Stewart, Taylor, Zuck, and Mr. Speaker—59.

NOES—Messrs. Bledsoe, Brown of Tulare, Hearst, Long, Mace, and Peterson—6.

Mr. Holden gave notice of a motion to reconsider the vote whereby the above bill was passed.

At four o'clock and fifteen minutes P. M., Mr. Taylor moved to adjourn. The House refused.

GENERAL FILE RESUMED.

Substitute for Assembly bills Nos. 29, 62, 126, 215, 216, 230, 294, 339, 351, 356, 364, 400, 420, 470, 496, 536, 550, 559, and Senate bills Nos. 165 and 176, an Act to amend an Act entitled an Act to regulate proceedings in civil cases in the Courts of justice of this State, passed April twenty-ninth, eighteen hundred and fifty-one—adopted, amendments proposed by the Judiciary Committee adopted, ordered engrossed, rules suspended, considered engrossed, read third time, and passed, and the title was then amended by adding the following, to wit: "and all Acts supplementary thereto and amendatory thereof."

Assembly bill No. 551, an Act to create the County of Granite, to define its boundaries and provide for its organization—considered.

At five o'clock P. M. Mr. Bowman moved that the House take a recess till seven o'clock this evening.

On motion of Mr. Long, the consideration of the motion to reconsider the vote whereby was passed the Act to prevent seduction, was postponed till to-morrow.

At five o'clock and five minutes P. M., Mr. Lupton moved to adjourn. The House refused.

The motion of Mr. Bowman to take a recess till seven o'clock P. M., prevailed.

EVENING SESSION.

At seven o'clock P. M., the House re-assembled.

Speaker in the Chair.

Roll called.

Quorum present.

Mr. Hopper moved to place the bill on top of file for to-morrow.

The House so ordered.

At seven o'clock and five minutes P. M., on motion of Mr. Holden, the House adjourned to meet to-morrow morning at ten o'clock.

IN ASSEMBLY.

HOUSE OF ASSEMBLY,
Friday, March 23d, 1866. }

House met pursuant to adjournment.

Speaker in the Chair.

Roll called.

Quorum present.

Prayer by the Chaplain.

Journal of yesterday read and approved.

PETITIONS.

Mr. McClelland presented a petition from citizens of San Francisco for a grant of power to the Board of Supervisors of said city to modify certain street grades.

Referred to the San Francisco delegation.

Also, presented a petition from contributors to the San Francisco Fire Department Charitable Fund, and Exempt Firemen, for the passage of an Act conferring the guardianship of said fund upon the Exempt Fire Company of said department.

Laid on the table.

REPORTS.

Mr. Hunt of Sacramento, Chairman of the Committee on Claims, made the following report:

Mr. SPEAKER:—The Committee on Claims, to whom was referred Assembly bill No. 670, an Act for the relief of A. H. Willard and J. B. Hartsough, have had the same under consideration, report it back, and recommend its passage.

HUNT, Chairman.

Mr. Brown of Contra Costa, Chairman of the Judiciary Committee, made the following report:

Mr. SPEAKER:—The Judiciary Committee, to whom was referred Senate bill No. 192, an Act relative to the duties and compensation of the Clerk of the Supreme Court, have had the same under consideration, report it back, with amendments, and recommend the passage thereof as amended;

Also, Senate bill No. 193, an Act amendatory of and supplementary to an Act entitled an Act to regulate the settlement of the estates of deceased persons, passed May first, eighteen hundred and fifty-one, and recommend its passage;

Also, Assembly bill No. 618, an Act to authorize the State to be sued, and recommend that it do not pass;

Also, Assembly bill No. 614, an Act supplementary to an Act approved April sixteenth, eighteen hundred and fifty, concerning crimes and punishments, having found no legal objections to the passage of the bill, report it back, without recommendation, as the only question involved is one of policy;

Also, Assembly bill No. 653, an Act to amend an Act entitled an Act to regulate the settlement of the estates of deceased persons, passed

May first, eighteen hundred and fifty-one, and recommend that it do not pass;

Also, Assembly bill No. 313, an Act to amend section five of an Act entitled an Act to provide for the appointment and prescribe the duties of guardians, passed April nineteenth, eighteen hundred and fifty, and recommend that it do not pass;

Also, Assembly bill No. 479, an Act to amend an Act entitled an Act to provide for the appointment and prescribe the duties of guardians, passed April nineteenth, eighteen hundred and fifty, report it back, with amendments, and recommend its passage as amended;

Also, Assembly bill No. 314, an Act to amend an Act entitled an Act to regulate the settlement of the estates of deceased persons, passed May first, eighteen hundred and fifty-one;

Also, Assembly bill No. 315, an Act to amend an Act entitled an Act to regulate the settlement of the estates of deceased persons, passed May first, eighteen hundred and fifty one, and other Acts amendatory thereto, passed May twentieth, eighteen hundred and sixty-one;

The two last mentioned bills the committee recommend do not pass, for the reason that the objects sought to be gained by them are in substance embraced in the foregoing Assembly bills Nos. 479 and 653;

Also, Senate bill No 274, an Act to repeal an Act entitled an Act to prevent the arming and equipping within the jurisdiction of this State of vessels for piratical or privateering purposes, and other treasonable conduct, approved April twenty-fifth, eighteen hundred and sixty-three;

The Act proposed to be repealed by this bill provides for the punishment of persons guilty of piracy, treason, and treasonable conduct against the Government of the United States. The committee are clearly of the opinion that the Congress of the United States alone possess the power to enact laws for the punishment of piracy, treason, or treasonable conduct committed against the General Government, and that the law under consideration is void; they therefore recommend the passage of the bill repealing the same;

Also, Assembly bill No 419, an Act defining the powers and fixing the compensation of Court Commissioners of the several counties of this State; also, Assembly bill No. 340, an Act to amend an Act entitled an Act concerning Courts of justice of this State and judicial officers, approved March twenty-fourth, eighteen hundred and sixty-four; also, Assembly bill No 360, an Act to amend an Act entitled an Act concerning the Courts of justice of this State and judicial officers, approved April twentieth, eighteen hundred and sixty-three, approved March twenty-fourth, eighteen hundred and sixty-four; and report them back, with a substitute and recommend the passage of the substitute;

Also, Assembly bill No. 54, amendment of the Constitution, and recommend its adoption;

Also, proposed Senate amendment to the Constitution of the State of California, and recommend its adoption;

Also, Assembly bill No. 269, amendment of the Constitution, report it back, with an amendment, and recommend its adoption as amended;

Also, Assembly bill No 305, an Act for an amendment to the Constitution of the State of California, (introduced by Mr. Collier at an early day of the session,) report it back, and recommend that it be not adopted, for the reason that the amendment proposed by the bill is substantially the same as the one embraced in the Senate amendment, the adoption of which the committee have recommended;

Also, Assembly bill No. 309, an Act for an amendment to the Consti-

tution of the State of California, report it back, and recommend that it be not adopted ;

Also, Assembly concurrent resolution No. 8, proposing amendments to the Constitution of the State of California, report it back, with a substitute, and recommend the adoption of the substitute ;

Also, petition No 94, relating to an amendment of the Constitution, and report it back, without recommendation ;

Also, Assembly bill No. 298, an Act to regulate the practice of medicine in the City and County of San Francisco, and recommend that it be referred to the San Francisco delegation, it being a local bill relating to San Francisco alone.

BROWN, Chairman.

Mr. Tilden, Chairman of the Committee on State Hospitals, made the following report :

MR. SPEAKER :—The Committee on State Hospitals, to whom was referred substitute for Senate bill No 213, an Act to reorganize and provide for the institution for the education and care of the deaf, dumb, and the blind of the State of California, having had the same under consideration, report it back, recommending its passage.

TILDEN,
CHAMBERLAIN,
DORR,
DOWNING,
TAYLOR.

Mr. Collier made the following report :

MR. SPEAKER :—The Calaveras delegation, to whom was referred Assembly bill No 623, having had the same under consideration, report it back, with an amendment, and recommend its passage

COLLINS, for Delegation.

Assembly bill No. 623, above reported, was taken up, the amendment reported by the committee adopted, rules suspended, considered engrossed, read third time, and passed.

Mr. Hoag made the following report :

MR. SPEAKER :—The Marin and Sonoma delegations, to whom was referred Assembly bill No. 666, an Act to provide for the laying out, altering, and vacating public roads in the County of Marin, have had the same under consideration, and beg leave to report it back, and recommend its passage.

HOAG, for Delegation.

Assembly bill No. 666, above reported, was taken up, rules suspended, considered engrossed, read third time, and passed.

Mr. Meredith offered a concurrent resolution providing for the payment of per diem and mileage to R. Happersett, Dr A. Hubbard, Joseph Wohler, J. W. Forbes, J. Garvin, J. B. Saul, C. McManus, and John Doran, for services rendered to the Insane Asylum Investigating Committee.

The resolution above reported was adopted.

MESSAGES FROM THE GOVERNOR:

The following messages were received from the Governor:

STATE OF CALIFORNIA, EXECUTIVE DEPARTMENT, }
Sacramento, March 22d, 1866

To the Assembly of the State of California:

I have to inform your honorable body that I have approved Assembly bill No 411, an Act to organize and regulate townships in San Mateo County, and to define the respective powers, duties, and compensation of county and township officers in certain cases;

Also, Assembly bill No 206, an Act supplemental to an Act to provide for the construction of a street railroad and tunnel through Russian Hill, in the City and County of San Francisco, approved April twenty-second, eighteen hundred and sixty-three;

Also, Senate substitute for Assembly bill No. 69, an Act to empower the Board of Supervisors of the City and County of San Francisco to set apart land for the use of the Seamen's Friend Society, and for the establishment of a Sailors' Home for the protection of seamen;

Also, Assembly bill No 389, an Act to amend an Act entitled an Act to amend an Act entitled an Act concerning the Board of Supervisors of the County of San Bernardino, approved April eighth, eighteen hundred and sixty-two, approved March eighteenth, eighteen hundred and sixty-four;

Also, substitute for Assembly bill No. 238, an Act granting to the Board of Supervisors of Alpine County the right to charge and collect toll for the floating and transportation of wood, saw logs, and lumber, down the main Carson River, in said county;

Also, Assembly bill No. 162, an Act to create the County of Inyo, to define its boundaries and to provide for its organization;

Also, Assembly bill No. 144, an Act for the relief of the heirs of Edwin A. Brown;

Also, Assembly bill No. 461, an Act granting leave of absence to Seth G. Sueden, Sheriff of Mono County;

Also, Assembly bill No. 149, an Act to define and establish the width of East street between Market and Clay streets, in the City and County of San Francisco.

FRED'K F. LOW,
Governor.

STATE OF CALIFORNIA, EXECUTIVE DEPARTMENT, }
Sacramento, March 22d, 1866.

To the Assembly of the State of California:

I herewith return, without my approval, Assembly bill No 258, an Act amendatory of and supplementary to an Act entitled an Act for the preservation of seals, or sea lions, at and near the entrance to the Harbor of San Francisco, approved April eighteenth, eighteen hundred and sixty-three

This bill is returned at the request of Honorable William Anthony, its author, for the purpose of correcting an error contained therein

FRED'K F. LOW,
Governor.

Mr. Anthony had leave to withdraw the bill above returned.

On motion of Mr. Coghlan, the report of the special committee on

investigating the affairs of the Clerk's desk, was taken from the table and indefinitely postponed.

Mr. Perrin offered the following resolution :

Resolved, By the Assembly, that the report of the special committee relative to the affairs at the Clerk's desk, which appears on the Journal of the nineteenth of January, eighteen hundred and sixty-six, be and is hereby ordered to be expunged from the record.

Adopted.

Mr. Brown of Contra Costa moved to reconsider the vote whereby the House, on yesterday, concurred in the Senate amendments to Assembly bill No 399, an Act to aid the construction of the Placerville and Sacramento Valley and the Western Pacific Railroads.

Messrs. Mace, Ward, and Sherwood, demanded the previous question.

Upon which, Messrs. Hunt of Santa Clara, Chamberlain, and Dornin, demanded the ayes and noes, and the main question was ordered, by the following vote :

AYES—Messrs. Anthony, Campbell, Chappell, Chase, Coghlan, Dorr, Eagar, Goodall, Goodwin, Hill, Hoag, Hogle, Hollister, Hopper, Huestis, Hunt of Sacramento, Johnson, Kidder, Leech, Luttrell, Mace, Maholmb, Meredith, Murch, Olds, Parrish, Peterson, Reed, Sawyer, Satterwhite, Sexton, Sherwood, Singleton, Smith of Butte, Smith of El Dorado, Steele, Taylor, Tilden, Ward, Wiggin, Wilcox, and Wilson—42.

NOES—Messrs. Ayer, Batchelder, Bledsoe, Braly, Brown of Amador, Brown of Contra Costa, Brown of Tulare, Bugbee, Chamberlain, Clayton, Collier, Corey, Dornin, Downing, Dutton, Dwyer, Greene, Hamlin, Hansbrow, Hatch, Hawkins, Howard, Hunt of Santa Clara, Ireland, Lee, Lemon, Lupton, Pattison, Perrin, Stewart, and Zuck—31.

On the motion to reconsider, Messrs. Bugbee, Batchelder, and Pattison, demanded the ayes and noes, and the House refused to consider, by the following vote :

AYES—Messrs. Ayer, Batchelder, Braly, Brown of Contra Costa, Brown of Tulare, Bugbee, Chamberlain, Clayton, Collier, Corey, Dornin, Dutton, Dwyer, Greene, Hamlin, Hansbrow, Hatch, Hawkins, Howard, Hunt of Santa Clara, Ireland, Lemon, Lupton, Pattison, Perrin, Stewart, and Zuck—27.

NOES—Messrs. Anthony, Bosquit, Brown of Amador, Campbell, Chappell, Chase, Coghlan, Dorr, Eagar, Goodall, Goodwin, Hill, Hoag, Hogle, Hollister, Hopper, Huestis, Hunt of Sacramento, Johnson, Kidder, Lee, Leech, Luttrell, Mace, Maholmb, Meredith, Murch, Olds, Parrish, Peterson, Reed, Sawyer, Satterwhite, Sexton, Sherwood, Singleton, Smith of Butte, Smith of El Dorado, Steele, Taylor, Tilden, Ward, Wiggin, Wilcox, Wilson, and Mr. Speaker—46.

INTRODUCTION OF BILLS.

Bills were introduced as follows :

By Mr. Downing, for an Act to aid in the construction of a railroad in Sonoma County.

Read first and second times, and referred to the Sonoma delegation.

By Mr. Coghlan, for an Act for the relief of B. W. Arnold.

Read first and second times, and referred to the Committee on Claims.

By Mr. McClelland, for an Act to alter the grades of certain streets and street crossings in the City and County of San Francisco.

Read first and second times, and referred to the San Francisco delegation.

By Mr. Lemon, for an Act to amend an Act to regulate the fees of certain officers in Solano County, approved April sixth, eighteen hundred and sixty-three.

Read first and second times, and referred to a special committee, consisting of Messrs. Sexton, Reed, and Coghlan, together with the accompanying petition on the same subject.

By Mr. Sherwood, for an Act relating to stationery for the Legislature.

Read first and second times, and ordered on file.

Mr. Hogle, from the Committee on Engrossment, made the following report:

MR. SPEAKER :—The Committee on Engrossment have examined, and found correctly engrossed, Assembly bill No. 495, an Act to legalize and confirm the acts of the Board of Supervisors in Tehama County in making certain appointments;

Also, Assembly bill No. 541, an Act to amend an Act entitled an Act creating the offices of Township Collectors and Assessors in the Counties of El Dorado and Amador, approved April twenty-fifth, eighteen hundred and sixty-two, and an Act amendatory thereof, approved April fourth, eighteen hundred and sixty-four;

Also, Assembly bill No. 555, an Act to authorize the Exempt Fire Company of San Francisco to receive and manage the San Francisco Fire Department Charitable Fund, and to receive from the City and County of San Francisco a house and lot for its use;

Also, Assembly bill No. 590, an Act to appropriate money to pay the outstanding Indian war bonds issued by the State of California under an Act of the Legislature, approved May third, eighteen hundred and fifty-two, and Acts supplementary thereto;

Also, Assembly bill No. 600, an Act to regulate the salary of the Superintendent of Common Schools in the County of Nevada, and defining his duties;

Also, Assembly bill No. 526, an Act to amend an Act entitled an Act to amend an Act entitled an Act to regulate elections, passed March twenty-third, eighteen hundred and fifty, approved April twentieth, eighteen hundred and sixty-three;

Also, Assembly bill No. 588, an Act for the encouragement of silk culture in California;

Also, Assembly bill No. 601, an Act to amend an Act entitled an Act to create a Board of Supervisors in the counties of this State, and to define their duties and powers, approved March twentieth, eighteen hundred and fifty-five;

Also, Assembly bill No. 612, an Act to confer certain powers on night watchmen in towns and villages in the County of Calaveras;

Also, Assembly bill No. 615, an Act in relation to elections in the County of Mendocino, and canvassing the returns thereof;

Also, Assembly bill No. 617, an Act to legalize certain acts of the Board of Supervisors of Contra Costa County;

Also, Assembly bill No. 619, an Act to amend an Act entitled an Act

to organize the County of Plumas out of a portion of the territory of Butte County, approved March eighteenth, eighteen hundred and fifty-four;

Also, Assembly bill No. 621, an Act to amend an Act to fix the compensation of the Board of Supervisors of Yolo County, approved February sixth, eighteen hundred and sixty-four;

Also, Assembly bill No. 587, an Act concerning the offices of Sheriff, County Clerk, County Recorder, Treasurer, District Attorney, Superintendent of Public Schools, Public Administrator, Surveyor, Coroner, Assessors, and Supervisors, of Placer County;

Also, Assembly bill No. 124, an Act to provide for the appropriation and expropriation of lands and waters for the public use;

Also, Assembly bill No. 275, an Act to authorize the Board of Supervisors of the City and County of San Francisco to construct a tunnel in said city and county.

HOGLE, for Committee.

Mr. Eagar, Chairman of the Committee on Ways and Means, made the following report:

MR. SPEAKER:—The Committee on Ways and Means have had under consideration Assembly bill No. 583, an Act to amend an Act entitled an Act to provide revenue for the support of the government of this State, approved May seventeenth, eighteen hundred and sixty-one, and report it back, and recommend that it be indefinitely postponed;

Also, Assembly bill No. 287, an Act to amend an Act entitled an Act in relation to proceedings in certain suits, approved April fourth, eighteen hundred and sixty-four, and report it back, and recommend that it be indefinitely postponed;

Also, Assembly bill No. 366, an Act amendatory of an Act for the relief of the line officers of the California volunteers in the service of the United States, approved April fourth, eighteen hundred and sixty-four, and report it back, and recommend that it be indefinitely postponed;

Also, Senate bill No. 381, an Act to amend an Act entitled an Act for the better protection of the Treasury, approved April sixteenth, eighteen hundred and fifty-six, and report it back, and recommend its passage;

Also, Senate bill No. 321, an Act to legalize the assessments for taxes for the revenue years commencing on the first Monday of March, A. D. eighteen hundred and sixty-four and eighteen hundred and sixty-five, in the several counties of this State, and report it back, with an amendment, and recommend its passage as amended.

EAGAR, Chairman.

GENERAL FILE.

Assembly bill No. 551, an Act to create the County of Granite, to define its boundaries and provide for its organization—substitute adopted.

Mr. Murch moved to indefinitely postpone the bill.

Upon which, Messrs. Maholmb, Hansbrow, and Hollister, demanded the yeas and nays, and the bill was indefinitely postponed, by the following vote:

AYES—Messrs. Anthony, Bosquit, Bowman, Braly, Chamberlain, Chappell, Clayton, Collier, Dorr, Dornin, Downing, Dutton, Dwyer, Hamlin, Hansbrow, Hoag, Hogle, Hollister, Ireland, Lemon, Maholmb, Meredith,

Murch, Parrish, Pattison, Perrin, Peterson, Reed, Sherwood, Singleton, Smith of Butte, Steele, and Taylor—33.

NOES—Messrs. Batchelder, Brown of Tulare, Bugbee, Coghlan, Eagar, Goodwin, Hatch, Hawkins, Hill, Holden, Hopper, Howard, Huestis, Lee, Leech, Long, Lupton, Luttrell, Olds, Satterwhite, Sexton, Wiggin, Wilcox, Wilson, and Zuck—25.

Assembly bill No. 271, an Act for the establishment of a State Infirmary.

On the indefinite postponement of the bill, as recommended by the committee, Messrs. Sherwood, Batchelder, and Ayer, demanded the ayes and noes, and the House refused, by the following vote:

AYES—Messrs. Bosquit, Braly, Brown of Amador, Campbell, Chamberlain, Chappell, Dorr, Dwyer, Hoag, Hopper, Huestis, Ireland, Lee, Murch, Parrish, Perrin, and Zuck—17.

NOES—Messrs. Anthony, Ayer, Batchelder, Bledsoe, Bowman, Brown of Tulare, Bugbee, Coghlan, Collier, Dornin, Downing, Eagar, Goodall, Goodwin, Greene, Hamlin, Hatch, Hawkins, Hill, Hogle, Holden, Kidder, Leech, Luttrell, McClelland, Meredith, Olds, Pattison, Reed, Sexton, Sherwood, Singleton, Stewart, and Wilcox—34.

On motion of Mr. Eagar, the Engrossing Clerk was directed to have immediately engrossed the appropriation bill passed by the Assembly on yesterday.

On motion of Mr. Brown of Contra Costa, the Engrossing Clerk was also directed to have immediately engrossed the Assembly substitute for the bills proposing amendments to the Civil Practice Act, passed by the Assembly on yesterday.

GENERAL FILE RESUMED.

Assembly bill No. 271, an Act for the establishment of a State Infirmary.

Mr. Batchelder moved to suspend the rules, and consider the bill engrossed.

SPECIAL ORDER.

The hour of twelve o'clock a. having arrived, the first special order of day, substitute for Senate bill No. 216, an Act to amend an Act entitled an Act to provide revenue for the support of the government of this State, approved May seventeenth, eighteen hundred and sixty-one, and to repeal certain provisions of the revenue Acts of this State, was postponed to next Monday.

The second special order of the day, Assembly bill No. 278, an Act to alter and define the boundary lines of San Mateo County, was then taken up.

Mr. Luttrell had leave of absence for two hours.

On the engrossment of the bill, Messrs. Corey, Meredith, and Hamlin, demanded the ayes and noes, and the House refused to order the bill engrossed, by the following vote:

AYES—Messrs. Bowman, Brown of Amador, Bugbee, Clayton, Coghlan, Corey, Dutton, Hawkins, Hearst, Hopper, Howard, Huestis, Lemon, McClelland, Wiggin, and Zuck—16.

NOES—Messrs. Anthony, Batchelder, Bledsoe, Braly, Brown of Tulare,

Chamberlain, Collier, Dornin, Downing, Goodall, Hamlin, Hansbrow, Hatch, Hill, Hoag, Holden, Ireland, Johnson, Kidder, Leech, Long, Maholmb, Meredith, Murch, Olds, Parrish, Pattison, Peterson, Reed, Sexton, Sherwood, Singleton, Smith of Butte, Smith of El Dorado, Steele, Stewart, and Taylor—37.

The hour of one o'clock P. M. having arrived, the House took its daily recess.

HOUSE RE-ASSEMBLED.

At two o'clock P. M., the House re-assembled.

Speaker in the Chair.

Mr. Holden asked leave to withdraw Assembly bill No. 477, an Act for the relief of John W. Morris, County Treasurer of Mendocino County.

Mr. Johnson had leave to introduce a bill for an Act to aid in the construction of the Southern Pacific Railroad.

Read first and second times, and referred to the Committee on Corporations.

Mr. Holden had leave to withdraw Assembly bill No. 477.

Mr. Wiggin had leave to make the following report :

MR. SPEAKER :—The San Francisco delegation, to whom was referred Assembly bill No. 652, an Act for the relief of General John A. Sutter, have had the same under consideration, and beg leave to submit the following report :

While we fully appreciate the eminent services rendered by General Sutter to the State, and are willing to reward him for those services in any manner consistent with our duty to our constituents, we cannot discover by what authority of law the State can donate to any individual property belonging to the City and County of San Francisco valued at nearly one hundred thousand dollars.

We therefore report the bill back, and recommend that it be indefinitely postponed.

WIGGIN,
McCLELLAND,
BOWMAN,
BRALY,
BUGBEE,
DUTTON,
CHASE,
CLAYTON,
DWYER.
HAWKINS,
HEARST,
DODGE,
TUBBS,
HAWES,
SHAW.
HAGAR.
LUPTON.

Mr. Reed had leave to withdraw the bill above reported.

The third special order of the day, Senate bill No. 282, an Act supplementary to the various Acts imposing and regulating stamp duties in this State, was postponed to next Monday.

Mr. Eagar had leave to introduce a bill for an Act to appropriate money for per diem of members of the Legislature at the sixteenth session.

Read first and second times, rules suspended, considered engrossed, read third time, and passed, and under a suspension of Rule Number Thirty Two, was ordered sent immediately to the Senate.

Mr. Wilcox, Chairman of the Committee on Corporations, made the following report:

Mr. SPEAKER:—The Committee on Corporations, to whom was referred Senate bill No. 103, an Act relating to railroad fares in this State, having had the same under consideration, report it back, and recommend its passage;

Also, Senate bill No. 209, an Act relating to health and life insurance companies in this State, and report the same back, and recommend its passage;

Also, Senate bill No. 136, an Act relating to fire and marine insurance companies in this State, have amended the same, report it back, and recommend its passage as amended.

WILCOX, Chairman.

GENERAL FILE RESUMED.

Assembly bill No. 254, an Act to provide for a Chaplain and Physician for the State Prison of the State of California—ordered engrossed.

Mr Clayton had leave to withdraw Assembly bill No. 94, an Act to provide for a Chaplain for the State Prison of the State of California.

Assembly bill No. 462, an Act to enable the State of California to co-operate with the association of loyal States in the erection of a monument to Abraham Lincoln—ordered engrossed, and considered in Committee of the Whole.

IN ASSEMBLY.

Reported, and passage recommended, rules suspended, considered engrossed, read third time, and passed.

Mr Goodwin moved to amend the title by striking out the word "loyal."

The House so ordered.

Assembly bill No. 630, an Act to prevent fraud in the collection of foreign miners' licenses in the County of Siskiyou—referred to a select committee of three—Messrs. Wilcox, Luttrell, and Sexton

Substitute for Assembly bill No. 320, an Act to amend an Act entitled an Act to regulate proceedings in criminal cases, passed April twentieth, eighteen hundred and fifty, and all Acts amendatory thereof and supplementary thereto—read third time, and passed.

Assembly bill No. 577, an Act to adopt an official map of the State of California, and to provide for the purchase and distribution of copies of the same—recommitted, with instructions to report to-morrow.

Assembly bill No. 546, an Act to amend an Act entitled an Act to provide for the formation of corporations for the accumulation and investment of funds and savings, approved April eleventh, eighteen hundred and sixty-two, and all Acts amendatory thereof and supplementary thereto—read third time and passed, Rule Number Thirty-Two suspended, and ordered sent to the Senate

Senate substitute for Senate bill No. 201 and Assembly bill No. 523, an

Act amendatory of and supplemental to an Act entitled an Act to provide for the ascertainment of the indebtedness of Calaveras County prior to the organization of Amador County, and to provide for the payment of that portion due from Amador County to Calaveras County, approved April twenty-seventh, eighteen hundred and fifty-five—adopted.

Mr. Brown of Amador offered the following amendment :

“ Provided, That all or any portion of said indebtedness may be paid in county warrants or indebtedness drawn on the Treasurer of Calaveras County, payable out of the General Fund of said county.”

Rejected.

Mr. Brown of Amador then offered the following amendment: Amend by striking out the word “ assigns.”

Rejected.

Mr. Hopper, Chairman of the Committee on Counties and County Boundaries, made the following report :

MR. SPEAKER :—The Committee on Counties and County Boundaries have had under consideration Assembly bill No. 577, an Act to adopt an official map of the State of California, and to provide for the purchase and distribution of copies of the same, and report the same back, with amendments, and recommend the passage of the same.

HOPPER, Chairman.

Mr. Brown of Amador moved to recommit the bill.

The House refused.

Mr. Brown of Amador moved to lay the bill on the table. ,

The House refused.

The substitute for Assembly bill No. 523, and for Senate bill No. 210, an Act amendatory of and supplemental to an Act entitled an Act to provide for the ascertainment of the indebtedness of Calaveras County prior to the organization of Amador County, and to provide for the payment of that portion due from Amador County to Calaveras County, approved April twenty-seventh, eighteen hundred and fifty-five, was read third time, and passed ;

Mr. Corey, Chairman of the Committee on Enrolment, made the following report :

MR. SPEAKER :—The Committee on Enrolment have examined, and found correctly enrolled, Assembly bill No. 575, an Act to fix the salary of the Superintendent of Common Schools of San Joaquin County ;

Also, Assembly bill No. 379, an Act to authorize E. J. Stephens to construct a chute and moorings at Ferguson's Landing, and collect tolls for the use thereof ;

Also, Assembly bill No. 457, an Act for the preservation of trout in the Counties of San Mateo and Santa Clara ;

Also, Assembly bill No. 444, an Act to authorize H. H. Smith and others to construct and maintain a turnpike road from Cave Valley to a point on the line of the Central Pacific Railroad at or near Auburn Station ;

Also, Assembly bill No. 503, an Act to amend an Act entitled an Act to revive and amend an Act entitled an Act to incorporate the Town of Grass Valley, approved April fifteenth, eighteen hundred and sixty-one, approved February sixth, eighteen hundred and sixty-four ;

Also, Assembly bill No. 610, an Act supplementary to and amendatory

of an Act entitled an Act to authorize the County of Yuba to donate sixty-five thousand dollars to the Yuba Railroad Company, and to provide for the payment of the same, and other matters relating thereto, approved February thirteenth, eighteen hundred and sixty-six;

Also, Assembly bill No. 493, an Act to amend an Act entitled an Act to create the County of Lassen, to define its boundaries and to provide for its organization, approved April first, eighteen hundred and sixty-four;

Also, Assembly bill No. 431, an Act to further extend the time for the completion of the Big Tree and Carson Valley Turnpike Road;

Also, Assembly bill No. 205, an Act to authorize Charles P. Duane to sue the City and County of San Francisco;

Also, Assembly bill No. 142, an Act to provide for the division of Solano County into assessment districts for the election of District Assessors, and to define their duties, liabilities, and compensation;

Also, Assembly bill No. 473, an Act to authorize the construction of a wagon road from the Town of La Porte, in the County of Sierra, to the Town of Quincy, in Plumas County;

Also Assembly bill No. 430, an Act to incorporate the Town of Meadow Lake;

Also, Assembly bill 391, an Act in relation to the levying of taxes in the County of San Joaquin;

Also, Assembly bill No. 82, an Act to authorize H. B. Tichenor and R. B. Byxbee to construct a railroad and railroad wharf in Mendocino County;

Also, Assembly bill No. 390, an Act to authorize the County of San Joaquin to issue bonds for the redemption of the bonds of said county which become due during the year eighteen hundred and sixty-six, and to provide for the payment of the same;

Also, Assembly bill No. 511, an Act amendatory of and supplementary to an Act to authorize the issue of bonds by the County of Santa Clara to erect county buildings, and confirm the purchase of the site selected therefor, approved March first, eighteen hundred and sixty-six;

Also, Assembly bill No. 631, an Act concerning official publications in the Counties of Fresno, Merced, and Stanislaus;

Also, Assembly bill No. 383, an Act to provide for the construction of a wagon road from the Town of Oroville, in the County of Butte, to Beckwith's Pass, in Plumas County;

Also, Assembly bill No. 321, an Act to develop the agricultural interests and to aid in the construction of a canal for the purposes of irrigation and inland trade in the Counties of Colusa, Yolo, and Solano;

Also, Assembly bill No. 399, an Act to aid the construction of the Placerville and Sacramento Valley Railroad;

And on this, the twenty-third day of March, eighteen hundred and sixty-six, at two o'clock and fifty minutes P. M., delivered the above to the Governor for his approval.

Also, have examined, and found correctly enrolled, Assembly concurrent resolution No. 63, relating to an appropriation, by Congress, to California Volunteers discharged in New Mexico, Utah, and Arizona;

Also, Assembly concurrent resolution No. 65, granting José María Loureyro, a Supervisor of Santa Barbara County, leave of absence from the State;

And on this, the twenty-third day of March, eighteen hundred and sixty-six, deposited the same in the office of the Secretary of State.

COREY, Chairman.

Mr. Long moved to postpone the motions to reconsider the votes whereby was passed the appropriation bill and the Act for the prevention of seduction.

Mr. Pattison called for a division of the question.

Mr. Eagar moved to indefinitely postpone the motions.

The House so ordered.

Mr. Sherwood moved to order on file for to-morrow the bill for the establishment of a State Infirmary.

The House so ordered.

Mr. Kidder, Chairman of the Committee on Internal Improvement, made the following report:

MR. SPEAKER:—The Committee on Internal Improvement, to whom was referred Assembly bill No. 635, an Act to aid the construction of the California, Idaho, and Montana Wagon Road, have had the same under consideration, and report the same back, with amendments, and recommend the passage of the bill as amended.

KIDDER,
MAHOLMB,
CHASE.

GENERAL FILE RESUMED.

Substitute for Senate bill No. 290, an Act to amend an Act entitled an Act concerning fraudulent conveyances and contracts, passed April nineteenth, eighteen hundred and fifty—committee amendment adopted, read third time, and passed.

Senate bill No. 338, an Act supplementary to and amendatory of an Act concerning the official bonds of officers, passed February twenty-eighth, eighteen hundred and fifty, and an Act concerning sureties on official bonds, approved May eighteenth, eighteen hundred and fifty-three, and all Acts amendatory of and supplementary to said laws—read third time, and passed.

Assembly bill No. 423, an Act to authorize the guardian of the minor children of John K. Osgood, late of the City and County of San Francisco, deceased, to sell and convey their real estate—rules suspended, considered engrossed, read third time, and passed.

Assembly bill No. 478, an Act to authorize and empower the executor and executrix of Jean Claude Long, deceased, to sell personal estate—rules suspended, considered engrossed, read third time, and passed.

Assembly bill No. 424, an Act to authorize the guardian of certain minor children to convey their real estate—rules suspended, considered engrossed, read third time, and passed.

Senate bill No. 291, an Act to authorize the guardians of William C. Kissling and Caroline A. Kissling to sell real estate at private sale—read third time, and passed.

Assembly bill No. 474, an Act to authorize the trustees of Sophie G. Whitney and others to sell and convey certain real estate—rules suspended, considered engrossed, read third time, and passed.

Assembly bill No. 475, an Act to authorize the trustees of Abby T. Whitney and others to sell and convey certain real estate—rules suspended, considered engrossed, read third time, and passed.

Senate bill No. 335, an Act to amend an Act entitled an Act to regulate proceedings in civil cases, passed April twenty-ninth, eighteen hundred and fifty-one—read third time, and passed.

Senate substitute for Senate bill No. 37, an Act concerning crimes and punishments—read third time, and passed.

Assembly bill No. 534, an Act to amend an Act to regulate proceedings in criminal cases—substitute adopted, and ordered engrossed.

Assembly bill No. 611, an Act for the relief of purchasers of swamp and overflowed land—amendment reported by the committee adopted.

Mr. Holden moved to suspend the rules, and consider the bill engrossed.

The House refused.

Mr. Greene moved to indefinitely postpone the bill.

The House refused.

On the engrossment of the bill, Messrs. Clayton, Dornin, and Perrin, demanded the ayes and noes, and the bill was ordered engrossed, by the following vote :

AYES—Messrs. Bledsoe, Bowman, Brown of Amador, Brown of Tulare, Bugbee, Chappell, Chase, Coghlan, Dorr, Downing, Eagar, Goodwin, Hamlin, Hearst, Hill, Hoag, Holden, Hollister, Ilcectis, Johnson, Kidder, Lee, Leech, Lupton, Maholmb, McClelland, Meredith, Olds, Parrish, Peterson, Reed, Sawyer, Satterwhite, Sexton, Sherwood, Singleton, Smith of Butte, Smith of El Dorado, Steele, Stewart, Tilden, Wilcox, and Wilson—13.

NOES—Messrs. Batchelder, Braly, Brown of Contra Costa, Campbell, Chamberlain, Clayton, Collier, Corey, Dornin, Dutton, Dwyer, Goodall, Greene, Hansbrow, Hatch, Hawkins, Hogle, Hopper, Hunt of Santa Clara, Ireland, Lemon, Long, Murch, Pattison, Perrin, Taylor, Wigginn, and Zuck—28.

Senate bill No. 124, an Act to legalize and extend the time for the collection of the levee tax in Swamp Land District Number One—indefinitely postponed.

Senate bill No. 302, an Act to amend an Act entitled an Act to provide for the reclamation of salt marsh and tide lands, approved April twenty-seventh, eighteen hundred and sixty-three—amendments reported by the committee adopted, read third time, and passed.

Assembly bill No. 548, an Act to change the time for holding municipal elections in the City and County of San Francisco, and to define the official terms of certain officers therein mentioned.

Mr. Eagar moved to make the bill the special order for to-morrow, at twelve o'clock, M.

So ordered.

Assembly bill No. 608, an Act to provide for the maintenance and government of the State burial ground—rules suspended, considered engrossed, read third time, and passed.

Senate bill No. 352, an Act for the suppression of Chinese houses of ill-fame—ordered on top of file for to-morrow.

Assembly bill No. 567, an Act relating to the grade of certain streets in the City and County of San Francisco—rules suspended, considered engrossed, read third time, and passed.

Assembly bill No. 616, an Act to authorize the establishment of a ferry at the confluence of the Sacramento and San Joaquin Rivers—committee amendments adopted, and ordered on file for to-morrow.

Assembly bill No. 532, an Act to authorize John Torney, J. B. Frisbee,

and Nathan Coombs, to establish and maintain a public ferry across the Straits of Carquinez—committee amendments adopted, rules suspended, considered engrossed, read third time, and passed.

Assembly bill No. 655, an Act authorizing the construction of a wagon road from the Town of Santa Cruz to Redwood City, in San Mateo County—rules suspended, considered engrossed, read third time, and passed.

Assembly bill No. 520, an Act concerning the collections of taxes, foreign miners' and other licenses—referred to a special committee of three—Messrs. Sexton, Luttrell, and Wilcox.

At four o'clock and fifty minutes p. m., Mr. Sawyer moved that the House take a recess till seven o'clock this evening.

Mr. Chappell moved to amend by moving that the House do now adjourn.

Ruled out of order.

Mr. Chappell appealed.

The appeal was sustained.

The House refused to adjourn.

Assembly bill No. 344, an Act to provide for the settlement of certain land claims within the City and County of San Francisco.

Mr. Reed moved to make the bill the special order for Monday next at twelve o'clock m.

Mr. Sawyer moved that the House take a recess till seven o'clock p. m.

The House refused.

The motion of Mr. Reed prevailed.

FURTHER INTRODUCTION OF BILLS.

Bills were further introduced as follows :

By Mr. Smith of El Dorado, for an Act to amend an Act to regulate the settlement of the estates of deceased persons, passed May first, eighteen hundred and fifty-one, and other Acts amendatory thereof.

Read first and second times, and referred to the Judiciary Committee.

By Mr. Reed, for an Act to amend an Act to regulate the settlement of the estates of deceased persons, passed May first, eighteen hundred and fifty-one, and other Acts amendatory thereof and supplementary thereto.

Read first and second times, and referred to the Judiciary Committee.

By Mr. Hansbrow, for an Act to amend an Act to provide for the inspection and sealing of gas meters, and for the protection of consumers of illuminating gas, approved April twenty-seventh, eighteen hundred and sixty-three.

Read first and second times, and referred to the Committee on Corporations.

By Mr. Downing, for an Act to fix the compensation of the Board of Supervisors of Sonoma County, and to define their powers and duties.

Read first and second times, and referred to the Sonoma delegation.

Mr. Lupton had leave to withdraw Assembly bills Nos 313, 314, and 315.

By Mr. Wiggin, for an Act amendatory of and supplementary to an Act to provide for a railroad within the City and County of San Francisco, passed April seventeenth, eighteen hundred and sixty one, and the Act amendatory thereof, passed March twenty-eighth, eighteen hundred and sixty-three.

Read first and second times, and referred to the San Francisco delegation.

By Mr. Coghlan, for an Act to authorize the parties therein named to lay down and maintain water pipes, furnish water, and collect for the same.

Read first and second times, and referred to the Committee on Corporations.

By Mr. Eagar, for an Act in relation to the City Courts in the City of Oakland.

Read first and second times, and referred to the Alameda delegation.

By Mr. Hogle, for an Act for the benefit of convicts in the State Prison.

Read first and second times.

The House refused to suspend the rules.

The bill was then ordered on file.

At five o'clock and fifty minutes p. m., Mr. Leech moved to adjourn.

Mr. Anthony moved, as an amendment, till ten o'clock to-morrow morning.

Carried.

So the House adjourned.

IN ASSEMBLY.

HOUSE OF ASSEMBLY, }
Saturday, March 24th, 1866. }

House met pursuant to adjournment.

Speaker in the Chair.

Roll called.

Quorum present.

Prayer by the Chaplain.

Journal of yesterday read and approved.

Mr. Batchelder had leave of absence for one day.

Mr. Reed presented a petition from citizens of Yolo County, remonstrating against the passage of a bill in relation to a graded road across the tules from Woodland to the Sacramento River.

Referred to the Yolo delegation.

REPORTS.

Mr. Chappell, Chairman of the Committee on Swamp and Overflowed Lands, made the following report:

MR. SPEAKER:—The Committee on Swamp and Overflowed Lands, to whom was referred Assembly bill No. 671, an Act to empower the Board of Swamp Land Commissioners to pass upon the claim of Jack McClain, of Yolo County, for injuries to swamp lands, have had the same under consideration, and beg leave to report it back, with amendment, and recommend its passage as amended.

CHAPPELL, Chairman.

Assembly bill No. 671 was taken up, amendment reported by the com-

mittee adopted, rules suspended, considered engrossed, read third time, and passed, Rule Number Thirty-Two suspended, and the bill ordered sent to the Senate.

Mr. Meredith, Chairman of the Committee on Mileage, made the following report :

Mr. SPEAKER :—The Committee on Mileage beg leave to present the following report of mileage due the Committee on Mines and Mining Interests for visiting San Francisco and examining the collection of the State Geologist, in accordance with the instruction of the Assembly, and recommend the adoption of the accompanying resolution :

To whom due.	Amounts.
E. L. Smith.....	\$46 80
M. M. Collier.....	46 80
John Pattison.....	46 80
George Hearst.....	46 80
J. W. Satterwhite.....	46 80
T. J. Sherwood.....	46 80
T. H. Steele.....	46 80

Resolved, That the Controller of State be required to draw his warrant on the State Treasurer, payable out of the Contingent Fund of the Assembly, for the following amounts :

In favor of E. L. Smith, for forty-six dollars and eighty cents ;
 In favor of M. M. Collier, for forty-six dollars and eighty cents ;
 In favor of John Pattison, for forty-six dollars and eighty cents ;
 In favor of George Hearst, for forty-six dollars and eighty cents ;
 In favor of J. W. Satterwhite, for forty-six dollars and eighty cents ;
 In favor of T. J. Sherwood, for forty six-dollars and eighty cents ;
 In favor of T. H. Steele, for forty-six dollars and eighty cents.

MEREDITH, Chairman.

The resolution above reported was adopted.

Mr. Brown of Contra Costa, Chairman of the Judiciary Committee, made the following report :

Mr SPEAKER :—The Judiciary Committee, to whom was referred Assembly bill No. 443, an Act to amend an Act concerning crimes and punishments, passed April sixteenth, eighteen hundred and fifty, amended March eighteenth, eighteen hundred and sixty-three ; also, Assembly bill No. 460, an Act to amend an Act concerning crimes and punishments, passed April sixteenth, eighteen hundred and fifty, amended March eighteenth, eighteen hundred and sixty-three, have had the same under consideration, respectfully report them back, with a substitute, and recommend the passage of the substitute ;

Also, Assembly bill No. 629, an Act amendatory of an Act entitled an Act concerning crimes and punishments, passed April sixteenth, eighteen hundred and fifty, report the same back, and recommend its passage.

BROWN, Chairman.

Mr. Downing made the following report :

MR. SPEAKER :—The Sonoma delegation, to whom was referred Assembly bill No 673, have examined the same, report it back, and recommend its passage;

Also, Assembly bill No. 683, report it back, and recommend its passage.

DOWNING, for Delegation.

Assembly bill No. 683, above reported, was taken up, rules suspended, considered engrossed, read third time, and passed, Rule Number Thirty-Two suspended, and ordered sent to the Senate.

Mr. Chamberlain, from the San Joaquin delegation, verbally reported an Act amendatory of and supplementary to an Act to establish and maintain public pounds for the better securing of estrays and other stock in the County of San Joaquin.

Read first and second times, rules suspended, considered engrossed, read third time, and passed, Rule Number Thirty-Two suspended, and ordered sent to the Senate.

Mr. Perrin, from the Committee on Internal Improvements, made the following minority report :

MR. SPEAKER :—The undersigned, a minority of the Committee on Internal Improvements, being unable to agree with the majority in their report recommending the passage of Assembly bill No. 635, an Act to aid the construction of the California, Idaho, and Montana Wagon Road, respectfully submit the following report :

We believe the provisions of the bill are in direct conflict with section ten, Article XI, of the Constitution, which reads as follows : "The credit of the State shall not in any manner be given or loaned to or in aid of any individual, association, or corporation, nor shall the State, directly or indirectly, become a stockholder in any association or corporation."

We believe the passage of this bill would be the signal for the introduction of others of a similar nature from other parts of the State, which, if entertained by the Legislature, would eventually bankrupt the State.

We believe the iron horse of the Pacific Railroad will soon be running over the mountains far into the Territories intended to be reached by this bill, and as a consequence, rendering unnecessary the tax of five mills on the one hundred dollars on the taxable property of this State for the period of twenty years, as provided for in the second section of the bill before the committee.

For these reasons, the undersigned respectfully recommend that the bill be indefinitely postponed.

HAWKINS,
PERRIN,
Minority of Committee.

Mr. Howard made the following report :

MR. SPEAKER :—The San Mateo delegation report back a substitute for Assembly bill No. 439, and recommend its adoption.

HOWARD, for Delegation.

Mr. Brown of Amador offered the following resolution :

Resolved, That the Senate be requested to return to this House for its further consideration, Senate bill No. 201, an Act amendatory of and supplemental to an Act entitled an Act to provide for the ascertainment of the indebtedness of Calaveras County prior to the organization of Amador County, and to provide for the payment of that portion due from Amador County to Calaveras County, approved April twenty-seventh, eighteen hundred and fifty-five, and that the Clerk be directed to forthwith inform the Senate of this request.

Mr. Meredith moved to lay the resolution on the table.
The House so ordered.

MESSAGES FROM THE SENATE.

The following messages were received from the Senate :

SENATE CHAMBER,
March 22d, 1866. }

Mr. SPEAKER :—The Senate, on the nineteenth instant, passed Senate bill No. 101, an Act to amend an Act entitled an Act to provide for the formation of corporations for the accumulation and investment of funds and savings, approved April eleventh, eighteen hundred and sixty-two ;

Also, on this day, passed Senate bill No. 415, an Act to amend an Act to prescribe the duties and to provide for the compensation of the several officers of the County of Butte, approved May third, eighteen hundred and sixty-one ;

Also, passed Senate bill No. 246, an Act granting to F. K. Shattuck, William Hillegass, J. H. Haste, and C. Kirke, their associates or assigns, the right to construct and maintain a tramroad from the Central Coal Mine at Mount Diablo, in Contra Costa County, to the San Joaquin River ;

Also, passed Senate bill No. 413, an Act creating a Board of Education for the City of Oakland ;

Also, passed Senate bill No. 421, an Act to liquidate certain liabilities of the California State Telegraph ;

Also, on the twenty-first instant, passed Senate concurrent resolution No. 34, relative to the present condition of national affairs ;

Also, passed Senate bill No. 412, an Act to provide for the establishment, maintenance, and protection of public roads in Napa County ;

Also, on this day, passed Assembly bill No. 188, an Act establishing a Board of Education for the City of Stockton, and defining the powers and duties thereof ;

Also, passed Assembly bill No. 394, an Act amendatory of and supplementary to an Act entitled an Act creating the offices of Township Collectors and Assessors in the Counties of El Dorado and Amador, approved April twenty-fifth, eighteen hundred and sixty-two ;

Also, passed Assembly bill No. 657, an Act granting leave of absence to H. W. Harkness, one of the Trustees of the State Library.

CHAS. W. GORDON,
Assistant Secretary.

SENATE CHAMBER,
March 23d, 1866. }

Mr. SPEAKER :—The Senate, on this day passed, under suspension of the rules, Senate bill No. 433, an Act creating the office of District

Assessors in the County of Trinity, and to provide for the collection of revenue therein;

Also, passed Senate bill No. 430, an Act to provide for the election of a Board of Supervisors in the County of San Luis Obispo, and fix their term of office;

Also, passed Senate bill No. 186, an Act to create the office of State Gauger, and define the duties of such officer;

The Secretary of the Senate was ordered to transmit to the Assembly, in accordance with the request of His Excellency the Governor, the accompanying preamble and resolutions, adopted at a public meeting held in the City of San Francisco on the fifteenth instant.

CHAS. W. GORDON,
Assistant Secretary.

SENATE CHAMBER,
March 24th, 1866. }

MR. SPEAKER:—The Senate on yesterday, passed Senate bill No. 196, an Act to amend an Act entitled an Act to regulate proceedings in civil cases in the Courts of justice of this State, passed April twenty-ninth, eighteen hundred and fifty-one;

Also, passed Senate bill No. 330, an Act to authorize the administrators of the estate of John A. Benson, deceased, to sell real estate;

Also, passed Assembly bill No. 679, an Act to appropriate money to pay the per diem of members of the Legislature at the sixteenth session;

Also, passed Assembly bill No. 617, an Act to legalize certain acts of the Board of Supervisors of Contra Costa County;

Also passed Assembly bill No. 579, an Act for the relief of Donald McDonnell, with amendments, and respectfully ask the concurrence of the Assembly in the amendments;

Also, adopted substitute for Assembly bill No. 387, an Act to amend an Act entitled an Act concerning crimes and punishments, passed April sixteenth, eighteen hundred and fifty, amended March eighth, eighteen hundred and sixty-three;

Also, indefinitely postponed Assembly bill No. 125, an Act to pay the claim of Chase & Boruck for advertising;

Also, passed Assembly bill No. 481, an Act in relation to the office of Assessor of the City and County of San Francisco.

CHAS. W. GORDON,
Assistant Secretary.

CONSIDERATION OF SENATE MESSAGES.

Senate bill No. 412, above reported, read first and second times, rules suspended, read third time, and passed.

Senate bill No. 433, above reported, read first and second times, rules suspended, read third time, and passed.

Senate bill No. 415, above reported, read first and second times, rules suspended, read third time, and passed.

Senate bill No. 430, above reported, read first and second times, rules suspended, read third time, and passed.

Senate bill No. 101, above reported, read first and second times, and referred to the Committee on Corporations

Senate bill No. 431, above reported, read first and second times, and referred to the Committee on Corporations.

Senate bill No. 246, above reported, read first and second times, and referred to the Contra Costa delegation.

Senate bill No. 413, above reported, read first and second times, and referred to the Committee on Education.

Senate bill No. 186, above reported, read first and second times, and referred to the Committee on Internal Improvements.

Senate bill No. 330, above reported, read first and second times, and referred to the Judiciary Committee.

Senate bill No. 196, above reported, read first and second times, and referred to the Judiciary Committee.

Senate Substitute for Assembly bill No. 387, above reported, read first and second times, and referred to the Judiciary Committee.

Senate concurrent resolution No. 34, above reported, read first and second times, and referred to the Committee on Federal Relations.

The House concurred in Senate amendments to Assembly bill No. 481, above reported.

The House concurred in Senate amendments to Assembly bill No. 571, above reported.

The preamble and resolutions, above reported, were referred to the Committee on Mines and Mining Interests.

Mr. Hopper made a statement in relation to the loss from the committee room of Assembly bill No. 581, an Act to fix the boundary between the Counties of Marin and Sonoma.

Mr. Olds had leave to introduce a new bill, to be considered in the same stage as the bill lost.

INTRODUCTION OF BILLS.

Bills were introduced as follows:

By Mr. Singleton, for an Act concerning the collection of poll taxes, licenses, and foreign miners' licenses, in the County of Sierra.

Read first and second times, rules suspended, considered engrossed, read third time, and passed.

By Mr. Wiggin, for an Act to provide for a railroad within the City and County of San Francisco.

Read first and second times, and referred to the San Francisco delegation.

By Mr. Greene, for an Act supplemental to an Act entitled an Act to provide for the reclamation and segregation of swamp and overflowed, and salt marsh, and tide lands donated to the State of California by an Act of Congress, approved May thirteenth, eighteen hundred and sixty-one, and all Acts supplemental to or amendatory thereof.

Read first and second times, rules suspended, considered engrossed, read third time, and passed, Rule Number Thirty-Two suspended, and ordered sent immediately to the Senate.

Also, for an Act supplemental to an Act entitled an Act to provide for the reclamation and segregation of swamp and overflowed, and salt marsh, and tide lands donated to the State of California by an Act of Congress, approved May thirteenth, eighteen hundred and sixty-one, and all Acts supplemental to or amendatory thereof.

Read first and second times, rules suspended, considered engrossed, read third time, and passed, Rule Number Thirty-Two suspended, and ordered sent immediately to the Senate.

By Mr. Howard, for an Act to define the compensation of certain offi-

cers in the County of San Mateo, and to amend existing laws on the subject

Read first and second times, rules suspended, considered engrossed, read third time, and passed, Rule Number Thirty-Two suspended, and ordered sent immediately to the Senate.

Also, for an Act to define the boundary line between Santa Cruz and San Mateo Counties.

Read first and second times, and referred to the Santa Cruz delegation.

Also, for an Act to promote the breeding of brook trout in the Counties of San Mateo and San Francisco.

Read first and second times, and referred to the San Mateo delegation.

By Mr. Hunt of Santa Clara, for an Act to authorize the guardians of the minor heirs of Nemecio Berryessa, Francisco Berryessa, Ygnacio Berryessa, Encarnacion Berryessa, and José Santos Berryessa, deceased, to sell real estate at private sale.

Read first and second times, and referred to the Judiciary Committee.

By Mr. Goodall, for an Act to extend the time of completing the wagon and turnpike road between the Town of Millerton, in the County of Fresno, and the Town of Owensville, in the County of Mono.

Read first and second times, rules suspended, considered engrossed, read third time, and passed.

By Mr. Brown of Contra Costa, for an Act to amend an Act entitled an Act to legalize certain acknowledgments, approved April twenty-seventh, eighteen hundred and sixty-three.

Read first and second times, and referred to the Judiciary Committee.

By Mr. Eagar, for an Act to provide for the granting of the right of way and to construct a wharf to the Pacific Terminus Railroad Company.

Read first and second times.

The House refused to suspend the rules, and ordered the bill on file.

By Mr. Dorr, for an Act to reduce the county expenses in the County of Trinity.

Read first and second times, rules suspended, considered engrossed, read third time, and passed, and ordered sent to the Senate.

By Mr. Luttrell, for an Act to create a Board of Water Commissioners in Siskiyou County for irrigating purposes, and to define their powers and duties

Read first and second times, rules suspended, considered engrossed, read third time, and passed, and ordered sent to the Senate.

By Mr. Hill, for an Act to amend an Act entitled an Act concerning roads and highways in the County of Monterey.

Read first and second times.

The House refused to suspend the rules, and the bill was referred to the Monterey delegation.

By Mr. Ayer, for an Act to appropriate money to pay the claim of W. J. Dakin

Read first and second times, and referred to the Committee on Claims.

By Mr. Ireland, for an Act to further amend an Act to incorporate the City of Monterey, approved May eleventh, eighteen hundred and fifty-three, as amended March fourth, eighteen hundred and fifty-seven.

Read first and second times, and ordered on file.

By Mr. Olds, for an Act granting leave of absence from this State to John Gannar, Sheriff and Tax Collector of Marin County.

Read first and second times, and ordered on file.

REPORTS.

Mr. Corey, Chairman of the Committee on Enrolment, made the following report:

MR. SPEAKER:—The Committee on Enrolment have examined, and found correctly enrolled, Assembly bill No. 188, an Act establishing a Board of Education for the City of Stockton, and defining the powers and duties thereof;

Also, Assembly bill No. 302, an Act granting to certain parties the right to construct and maintain a turnpike road within the Counties of El Dorado and Amador;

Also, Assembly bill No. 657, an Act granting leave of absence to H. W. Harkness, one of the Trustees of the State Library;

And on this, the twenty-fourth day of March, at ten o'clock and forty-five minutes A. M., delivered the same to the Governor.

COREY, Chairman.

Mr. Chappell, Chairman of the Joint Committee on Swamp and Overflowed Lands, made the following report:

MR. SPEAKER:—The majority of the Joint Committee on Swamp and Overflowed Lands, and the Sacramento delegation, to whom was referred Senate bill No. 265, an Act to provide for the drainage of the City of Sacramento, have had the same under consideration, and beg leave to report it back, and recommend its indefinite postponement.

CHAPPELL,
HOLDEN,
KIDDER,
HOLLISTER,
STEWART,
MAHOLMB,
SAWYER,
OLDS,
GREENE,
COGHLAN.

Mr. Wilcox, Chairman of the Committee on Corporations, made the following report:

MR. SPEAKER:—The Committee on Corporations, to whom was referred Assembly bill No. 685, an Act to authorize the parties therein named to lay down and maintain water pipes, furnish water, and collect for the same, have had the same under consideration, and report it back, and recommend its passage.

WILCOX, Chairman.

Assembly bill No. 685, above reported, was taken up, the rules suspended, considered engrossed, read third time, and passed, Rule Number Thirty-Two suspended, and ordered sent to the Senate.

Mr. Coghlan had leave to introduce a bill for an Act concerning hogs running at large in the County of Napa.

Read first and second times, rules suspended, considered engrossed, read third time, and passed.

Mr. Hopper had leave to introduce a bill for an Act to pay the claim of John D. Crowley.

Read first and second times, and ordered on file.

Senate concurrent resolution No. 43, granting leave of absence from the State to the Surveyor General, was taken from the Senate message and concurred in.

GENERAL FILE.

Senate bill No. 352, an Act for the suppression of Chinese houses of ill fame—read third time, and passed.

Mr. Coghlan gave notice of a motion to reconsider the vote whereby the above bill was passed.

Assembly bill No. 271, an Act for the establishment of a State Infirmary—ordered on top of file for Monday next.

Assembly bill No. 658, an Act to authorize the sale and conveyance to William Alvord, his associates and assigns, of certain overflowed lands in the City and County of San Francisco—taken up out of its order on the file, ordered engrossed, rules suspended, and considered engrossed.

Mr. Sawyer moved to make the bill the special order for Monday next.

Mr. Holden moved to refer the bill to the Committee on Swamp and Overflowed Lands, with instructions to report on next Tuesday.

So ordered.

Senate concurrent resolution No. 41, recommending General W. S. Hancock for promotion in the regular army of the United States—adopted in concurrence.

Assembly bill No. 442, an Act submitting to the qualified voters of Lake County the removal of the county seat.

Mr. Holden moved to lay the bill on the table.

The House refused, and the substitute was then adopted.

The House refused to suspend the rules, and the bill was ordered engrossed.

Assembly bill No. 557, an Act to amend the Act of April fourth, eighteen hundred and sixty-four, entitled an Act in relation to proceedings in certain suits—title amended in accordance with recommendation of the committee, rules suspended, considered engrossed, read third time, and passed.

Mr. Peterson had leave to withdraw Assembly bill No. 606, an Act to appropriate money for the support of a normal school at Los Angeles City.

Senate bill No. 328, an Act to authorize the Treasurer and Controller to transfer and apply certain funds—read third time, and passed.

Mr. Sexton had leave to withdraw Assembly bill No. 365, an Act to amend an Act entitled an Act to provide revenue for the support of the government of this State, approved May seventeenth, eighteen hundred and sixty-one.

Assembly bill No. 75, an Act to extend the provisions of an Act entitled an Act to authorize Nathan H. Stinson, his associates, and his and their assigns, to build a wharf at the foot of Solano street, in the City and County of San Francisco, approved April twenty-seventh, eighteen hundred and sixty-three—committee amendment adopted, rules suspended, considered engrossed, read third time, and passed.

Assembly bill No. 595, an Act fixing the boundaries of Placer County.

Mr. Leech moved to indefinitely postpone the bill.

Upon which, Messrs. Yule, Meredith, and Pattison, demanded the ayes and noes, and the House refused to indefinitely postpone, by the following vote:

AYES—Messrs. Bowman, Brown of Amador, Chamberlain, Collier, Dornin, Downing, Dutton, Dwyer, Greene, Hansbrow, Hatch, Hoag, Hogle, Hunt of Santa Clara, Lee, Leech, Long, Maholmb, Meredith, Parrish, Pattison, Perrin, Peterson, Satterwhite, Sherwood, Singleton, and Smith of El Dorado—27.

NOES—Messrs. Batchelder, Bosquit, Braly, Brown of Contra Costa, Brown of Tulare, Campbell, Chappell, Clayton, Coghlan, Corey, Dorr, Eagar, Goodall, Goodwin, Hamlin, Hawkins, Hill, Holden, Hopper, Howard, Hunt of Sacramento, Johnson, Lemon, Lupton, Olds, Reed, Sexton, Smith of Butte, Stewart, Taylor, Tilden, Wiggin, Wilcox, Wilson, Zuck, and Mr. Speaker—37.

Mr. Yule moved to suspend the rules and consider the bill engrossed.

Upon which, Messrs. Dornin, Pattison, and Leech, demanded the ayes and noes.

The hour of twelve o'clock M., having arrived, the special order of the day, Assembly bill No. 548, an Act to change the time for holding municipal elections in the City and County of San Francisco, and to define the official terms of certain officers therein mentioned, was made the special order for Monday next at twelve o'clock M.

The motion to suspend the rules was lost, by the following vote :

AYES—Messrs. Batchelder, Bledsoe, Bosquit, Brown of Contra Costa, Brown of Tulare, Chappell, Clayton, Coghlan, Collier, Dorr, Eagar, Goodall, Greene, Hamlin, Hawkins, Hill, Holden, Hopper, Howard, Hunt of Sacramento, Johnson, Lemon, Olds, Reed, Sexton, Sherwood, Smith of Butte, Taylor, Tilden, Wiggin, Wilcox, Wilson, and Mr. Speaker—33.

NOES—Messrs. Bowman, Brown of Amador, Chamberlain, Corey, Dornin, Downing, Dutton, Dwyer, Hatch, Hoag, Hogle, Hunt of Santa Clara, Ireland, Lee, Leech, Long, Maholmb, Meredith, Parrish, Pattison, Perrin, Peterson, Satterwhite, and Smith of El Dorado—24.

Mr. Yule moved to suspend the rule relating to the daily recess.

The House refused.

At one o'clock P. M., the House took its daily recess.

HOUSE RE-ASSEMBLED.

At two o'clock P. M., the House re-assembled.

Mr. Sherwood in the Chair.

Roll called.

Quorum present.

Mr. Ayer had two days' leave of absence.

Mr. Batchelder had leave to introduce a bill for an Act further defining the duties of the County Recorder of Yuba County.

Read first and second times, and referred to the Yuba delegation.

Also, for an Act concerning the assessing and collecting of revenue in the County of Yuba.

Read first and second times, and referred to the Yuba delegation.

Mr. Eagar verbally reported Assembly bill No. 686, an Act in relation to the City Courts of the City of Oakland, recommending its passage.

The bill above reported was then taken up, the rules suspended, considered engrossed, read third time, and passed, Rule Number Thirty-Two suspended, and ordered sent to the Senate immediately.

Mr. Eagar also verbally reported Assembly bill No. 553, an Act to

amend an Act concerning roads and highways in the County of Alameda, approved March twenty-fourth, eighteen hundred and sixty-three, recommending its passage.

The bill above reported was then taken up, the rules suspended, considered engrossed, read third time, and passed, Rule Number Thirty-Two suspended, and ordered sent to the Senate immediately.

Mr. Wilcox made the following report :

MR. SPEAKER :—The select committee to whom was referred Assembly bill No. 520, an Act concerning the collection of taxes, foreign miners' and other licenses, have considered the same, and report it back, with an amendment, and recommend its passage as amended.

WILCOX,
LUTTRELL,
SEXTON.

Mr. Tilden, Chairman of the Committee on State Hospitals, made the following report :

MR. SPEAKER :—The Committee on State Hospitals having had under consideration Assembly bill No. 644, an Act providing for certain indigent persons in this State, report it back, with an amendment, and recommend its passage as amended.

TILDEN,
TAYLOR.
CHAMBERLAIN,
DOWNING,
DORR.

Mr. Bugbee introduced a bill for an Act to authorize and empower the Board of Supervisors of the City and County of San Francisco to change the grades of certain streets in said city and county.

Read first and second times, rules suspended, considered engrossed, read third time, and passed, Rule Number Thirty-Two suspended, and ordered sent immediately to the Senate.

Mr. Brown of Contra Costa, verbally reported Assembly bill No. 552, an Act to establish and maintain public pounds for the better securing of estrays and other stock in the County of Alameda, recommending the passage of the same.

Assembly bill No. 552, above reported, was taken up, rules suspended, considered engrossed, read third time, and passed.

Mr. Clayton introduced a bill for an Act to provide for the changing of the lines of streets of the City and County of San Francisco, and to confirm and ratify Order Number Six Hundred and Eighty-Four of the Board of Supervisors of said city and county, and to abolish the Board of Engineers created by an Act of the Legislature of the State of California, entitled an Act to establish the lines and grades of streets in the City and County of San Francisco, approved April twenty-sixth, eighteen hundred and sixty-two.

Read first and second times, and referred to the San Francisco delegation.

MESSAGE FROM THE SENATE.

The following message was received from the Senate :

SENATE CHAMBER,
March 24th, 1866. }

MR. SPEAKER:—The Senate, this day, passed Senate bill No 379, an Act authorizing Jane A. Clark to convey or mortgage her separate property.

JOHN WHITE,
Secretary of Senate.

Senate bill No 379, above reported, read first and second times, rules suspended, read third time, and passed.

Mr. Hansbrow gave notice that he would, on to-morrow, hand in a minority report on Senate bill No. 265, an Act to accomplish drainage for the City of Sacramento and Swamp Land District Number Two.

REPORTS.

Mr. Corey, Chairman of the Committee on Enrolment, made the following report:

MR. SPEAKER:—The Committee on Enrolment have examined, and found correctly enrolled, Assembly bill No 679, an Act to appropriate money for per diem of the members of the Legislature at the sixteenth session ;

And on this, the twenty-fourth day of March, at eleven o'clock and forty-five minutes A. M., delivered the same to the Governor for his approval.

COREY, Chairman.

Mr. Hogle, from the Committee on Engrossment, made the following report:

MR. SPEAKER:—The Committee on Engrossment have examined, and found correctly engrossed, Assembly bill No. 630, an Act making appropriations for the support of the civil government of this State for the eighteenth and nineteenth fiscal years, commencing on the first day of July, A. D. eighteen hundred and sixty-six, and ending on the thirtieth day of June, A. D. eighteen hundred and sixty-eight;

Also, Assembly bill No. 643, an Act to extend the provisions of an Act concerning hogs found running at large in the Counties of Marin, Sacramento, San Francisco, Alameda, Stanislaus, Yuba, and Santa Clara, approved April twenty-first, eighteen hundred and fifty-six, and the amendments thereto, approved April eighteenth, eighteen hundred and fifty-nine;

Also, Assembly bill No. 535, an Act providing for the removal of the pupils of the State Reform School to the Industrial School Department of the City and County of San Francisco, and provide for the support of the same;

Also, Assembly bill No. 148, an Act to authorize the Board of Supervisors of the City and County of San Francisco to appoint an Inspector of Steam Boilers in and for said city and county, and other matters relating thereto;

Also, Assembly bill No. 159, an Act to change the name of the Kohler Brothers Silver Mining Company to the Union Silver Mining Company;

Also, Assembly bill No 307, an Act for the relief of Wells, Fargo & Company;

Also, Assembly bill No. 451, an Act concerning the office of Sheriff of the City and County of San Francisco;

Also, Assembly bill No. 480, an Act in relation to the office of Tax Collector in the City and County of San Francisco;

Also, Assembly bill No. 527, an Act granting the right to construct and maintain a toll bridge across the Guallala River, near its mouth, to the persons therein named;

Also, Assembly bill No. 529, an Act to amend an Act entitled an Act to authorize the County Treasurers of the Counties of Napa, Lake, and Mendocino, to collect and receive certain public moneys as revenue, approved February twenty-ninth, eighteen hundred and sixty-four;

Also, substitute for Assembly bill No. 599, an Act for the relief of the County of Marin, and to provide for the payment of the costs and expenses incurred in certain criminal prosecutions therein;

Also, Assembly bill No. 565, an Act to authorize the removal of county seats;

Also, Assembly bill No. 572, an Act to give further powers to the Board of Supervisors of the City and County of San Francisco;

Also, Assembly bill No. 604, an Act to allow the Western Pacific and the San Francisco and San José Railroad Companies, and other parties, the right to take gravel from the channel of Coyote Creek, in the County of Santa Clara;

Also, Assembly No. 632, an Act to provide for the payment of the State's portion of the County Auditors' salaries in the Counties of Shasta and Plumas;

Also, Assembly bill No. 640, an Act to appropriate money for contingent expenses of the Legislature;

Also, Assembly bill No. 650, an Act to amend an Act entitled an Act concerning the salary and fees of the Coroner of the City and County of San Francisco, approved March twelfth, eighteen hundred and sixty-four;

Also, Assembly bill No. 589, an Act concerning unlawful holding over of dwelling houses, tenement houses, shops, and stores, and the land leased therewith, in the City and County of San Francisco.

HOGLE, for Committee.

Mr. Bugbee introduced a bill for an Act fixing the time during which certain offices in the City and County of San Francisco shall be kept open for the transaction of business.

Read first and second times, and referred to the San Francisco delegation.

Also, for an Act supplemental to the Act to regulate proceedings in civil cases in the Courts of justice in this State, passed April twenty-ninth, eighteen hundred and fifty-one, and the several Acts amendatory thereof

Read first and second times, and referred to the San Francisco delegation.

GENERAL FILE RESUMED.

Assembly bill No. 595, an Act fixing the boundaries of Placer County—further considered.

On the engrossment of the bill, Messrs. Yule, Dornin, and Pattison, demanded the ayes and noes.

The roll was called, and before the announcement of the vote, a new call of the roll was ordered upon a division.

The roll was again called, and the House refused to order the bill engrossed, by the following vote:

AYES—Messrs. Bosquit, Brown of Contra Costa, Brown of Tulare, Chapell, Clayton, Coghlan, Dorr, Eagar, Goodall, Hawkins, Hearst, Hill, Holden, Hopper, Hunt of Sacramento, Ireland, Johnson, Lemon, McClelland, Olds, Reed, Sawyer, Sexton, Smith of Butte, Steele, Taylor, Tilden, Wiggin, Wilcox, Wilson, Zuck, and Mr. Speaker—32.

NOES—Messrs. Batchelder, Bledsoe, Bowman, Braly, Brown of Amador, Bugbee, Chamberlain, Collier, Corey, Dornin, Dutton, Dwyer, Goodwin, Greene, Hansbrow, Hatch, Hoag, Hogle, Huestis, Hunt of Santa Clara, Lee, Leech, Long, Maholmb, Meredith, Parrish, Pattison, Perrin, Peterson, Satterwhite, Sherwood, Smith of El Dorado, and Stewart—33.

Mr. Batchelder gave notice of a motion to reconsider the above vote.

Senate bill No. 301, an Act to authorize Eben Hilton, Isaac Hobbs, Martin J. Wright, and others, to build a wharf in Solano County—read third time, and passed.

Assembly bill No. 456, an Act to pay the claim of A. C. Monson—on motion of Mr. Reed, considered in Committee of the Whole

IN ASSEMBLY.

Reported, recommending the indefinite postponement of the bill.

The bill was indefinitely postponed.

Mr. Singleton, from the Committee on Engrossment, made the following report:

MR. SPEAKER:—The Committee on Engrossment have examined, and found correctly engrossed, Assembly bill No. 636, substitute for Assembly bills Nos. 29, 62, 125, 215, 216, 230, 294, 339, 351, 356, 364, 400, 420, 470, 495, 536, 550, and 559, and Senate bills Nos. 165 and 176, an Act to amend an Act entitled an Act to regulate proceedings in civil cases in the Courts of justice of this State, passed April twenty-ninth, eighteen hundred and fifty-one, and all Acts amendatory thereof and supplementary thereto.

SINGLETON, for Committee.

GENERAL FILE RESUMED.

Assembly bill No. 489, an Act for the relief of Garrett Welton—substitute adopted.

On the engrossment of the bill, Messrs. Holden, Dwyer, and Taylor, demanded the ayes and noes, and the bill was ordered engrossed, by the following vote:

AYES—Messrs. Anthony, Batchelder, Bosquit, Brown of Amador, Bugbee, Chamberlain, Clayton, Collier, Dutton, Goodall, Hansbrow, Hatch, Hawkins, Hunt of Sacramento, Hunt of Santa Clara, Lee, Meredith, Olds, Pattison, Perrin, Peterson, Sawyer, Sexton, Smith of Butte, Steele, and Wilcox—26.

NOES—Messrs. Bledsoe, Braly, Brown of Tulare, Chase, Corey, Dwyer, Hoag, Holden, Huestis, Ireland, Reed, Sherwood, Singleton, Taylor, and Tilden—15.

Mr. Anthony had leave to introduce a bill for an Act amendatory of and supplementary to an Act for the preservation of seals, or sea lions, at

and near the entrance to the Harbor of San Francisco, approved April eighteenth, eighteen hundred and sixty-three.

Read first and second times, rules suspended, considered engrossed, read third time, and passed, Rule Thirty-Two suspended, and ordered sent to the Senate.

Assembly bill No. 651, an Act for the relief of E. Robbins—considered in Committee of the Whole.

IN ASSEMBLY.

Reported, and ordered engrossed, rules suspended, considered engrossed, read third time, and passed, Rule Thirty-Two suspended, and ordered sent to the Senate.

Assembly bill No. 626, an Act for the relief of J. D. Patterson—considered in Committee of the Whole.

IN ASSEMBLY.

Reported, ordered engrossed, rules suspended, considered engrossed, read third time, and passed.

Mr. Wilcox moved to suspend the rules in order to take up Senate messages.

Upon which, Messrs. Clayton, Bowman, and Dwyer, demanded the ayes and noes, and the House refused to suspend the rules, by the following vote :

AYES—Messrs. Bledsoe, Brown of Amador, Brown of Tulare, Bugbee, Chappell, Chase, Dorr, Eagar, Goodall, Hansbrow, Hearst, Hill, Hoag, Hogle, Holden, Hunt of Sacramento, Johnson, Kidder, Lee, Long, Mace, McClelland, Meredith, Olds, Parrish, Peterson, Reed, Sawyer, Satterwhite, Sexton, Sherwood, Singleton, Smith of Butte, Taylor, Tilden, Ward, Wiggin, Wilcox, and Wilson—39

NOES—Messrs. Anthony, Batchelder, Bosquit, Bowman, Braly, Brown of Contra Costa, Chamberlain, Clayton, Coghlan, Collier, Corey, Dutton, Dwyer, Goodwin, Greene, Hatch, Hollister, Huestis, Hunt of Santa Clara, Ireland, Lemon, Lupton, Murch, Perrin, Smith of El Dorado, Steele, and Stewart—27.

At four o'clock p. m., on motion of Mr. Sawyer, the House adjourned.

IN ASSEMBLY.

HOUSE OF ASSEMBLY,
Monday, March 26th, 1866. }

House met pursuant to adjournment.

Speaker in the Chair.

Roll called.

Quorum present.

Prayer by the Chaplain.

Journal of Saturday last read and approved.

Mr. Luttrell had one day's leave of absence.

Mr. Peterson offered the following resolution :

Resolved, That Rule One be amended by striking out the word "eleven" and inserting "ten."

Adopted.

Mr. Downing offered the following resolution :

Resolved, That from and after Wednesday next, March twenty-eighth, no new bill introduced into this House shall take precedence of former bills, except by the unanimous consent of all the members present.

Adopted.

Mr. Wilcox offered the following resolution :

Resolved, That on and after to-morrow the bills of the Assembly shall be divided into two classes, namely, general, and special or local; the general bills shall be considered during the day session, and the special or local bills shall be considered during the evening session.

Resolved, further, that on and after to-morrow, this Assembly shall meet every evening at seven o'clock; and be it further

Resolved, That a committee of three be appointed by the Chair to carry out the provisions of these resolutions.

Adopted.

Mr. Sherwood, Chairman of the Committee on Public Expenditures and Accounts, made the following report :

MR. SPEAKER :—The Committee on Public Expenditures and Accounts, having had the following bills under consideration, beg leave to report the same as correct, and recommend the adoption of the accompanying resolution :

To whom due.	Amounts.
W. G. English, rent of room for Committee on Counties and County Boundaries.....	\$45 00
C. D. Lyman, rent of room for Asylum Committee.....	40 00
M. McManus, rent of room for Engrossing Clerks.....	20 00
G. H. Knowlton, rent of room for Enrolling Clerks.....	52 50
G. H. Swinerton, repairing stove, etc.....	1 50
William Clark, repairing waterworks.....	6 00
El Nuevo Mundo, six copies for the session.....	18 00
S. Addington, Daily Express for session.....	45 25
R. Stuart, Daily Alta for session.....	27 50
R. Stuart, Daily Flag for session.....	30 00
J. McClatchy, Daily Bee for session.....	3 75
G. H. Howard, for San Mateo Gazette.....	6 00
A. J. Huestis, for Humboldt Journal.....	9 00
A. J. Huestis, for Humboldt Times.....	3 00
The Rescue, for the session.....	4 50
W. S. Long, for Red Bluff Observer.....	3 00
John Pattison, for Nevada Gazette.....	15 00
John Coghlan, for Clear Lake Journal.....	9 00
Warren & Co., California Farmer for session.....	21 00
R. H. Ward, Merced Herald for session.....	3 00
John F. Kidder, for Placerville Recorder.....	3 00
J. C. Brown, Visalia Gazette for session.....	3 00
W. H. Peterson, Wilmington News for session.....	6 00
W. S. Long, Red Bluff Independent for session.....	6 00

Resolved, That the Controller of State be and he is hereby authorized and required to draw his warrants on the Contingent Fund of the Assembly in favor of the following named persons :

In favor of W. G. English, for forty-five dollars;
 In favor of C. D. Lyman, for forty dollars;
 In favor of M. McManus, for twenty dollars;
 In favor of G. H. Knowlton, for fifty-two dollars and fifty cents;
 In favor of G. H. Swinerton, for one dollar and fifty cents;
 In favor of William Clark, for six dollars;
 In favor of El Nuevo Mundo, for eighteen dollars;
 In favor of S. Addington, for forty-five dollars and twenty-five cents;
 In favor of R. Stuart, for fifty-seven dollars and fifty cents;
 In favor of J. McClatchy, for three dollars and seventy-five cents;
 In favor of G. H. Howard, for six dollars;
 In favor of A. J. Huestis, for twelve dollars;
 In favor of The Rescue, for four dollars and fifty cents;
 In favor of W. S. Long, for nine dollars;
 In favor of John Pattison, for fifteen dollars;
 In favor of John Coghlan, for nine dollars;
 In favor of Warren & Co., for twenty-one dollars;
 In favor of R. H. Ward, for three dollars;
 In favor of John F. Kidder, for three dollars;
 In favor of J. C. Brown, for three dollars;
 In favor of W. H. Peterson, for six dollars.

SHERWOOD, Chairman.

The resolution above reported was adopted.

Mr. Batchelder moved to reconsider the vote whereby the House refused to order engrossed Assembly bill No. 595, an Act fixing the boundaries of Placer County.

Upon which Messrs. Pattison, Yule and Leech, demanded the ayes and noes, and the motion to reconsider prevailed, by the following vote :

AYES—Messrs. Batchelder, Bosquit, Brown of Contra Costa, Brown of Tulare, Bugbee, Chappell, Coghlan, Dorr, Eagar, Goodall, Hawkins, Hearst, Hill, Holden, Hopper, Ireland, Johnson, Kidder, Murch, Olds, Reed, Sawyer, Sexton, Steele, Taylor, Tilden, Ward, Wiggin, Wilcox, Wilson, Zuck, and Mr. Speaker—32.

NOES—Messrs. Bledsoe, Bowman, Braly, Chamberlain, Clayton, Collier, Corey, Dornin, Downing, Dwyer, Greene, Hansbrow, Hatch, Hoag, Hogle, Huestis, Hunt of Santa Clara, Leech, Long, Meredith, Parrish, Pattison, Perrin, Satterwhite, Sherwood, Smith of El Dorado, and Stewart—27.

The hour of twelve o'clock M having arrived, Mr. Eagar moved to postpone the special order of the day, substitute for Senate bill No. 216, an Act to amend an Act entitled an Act to provide revenue for the support of the government of this State, approved May seventeenth, eighteen hundred and sixty-one, and to repeal certain provisions of the revenue Acts of this State, till after the disposition of the bill under consideration.

Mr. Hopper moved to amend, so as to indefinitely postpone the first special order.

Withdrawn.

Upon the motion to postpone, Messrs. Pattison, Dornin, and Leach, demanded the ayes and noes, and the special order was postponed, by the following vote :

AYES—Messrs. Batchelder, Bosquit, Bowman, Brown of Contra Costa, Brown of Tulare, Bugbee, Chappell, Chase, Clayton, Coghlan, Corey, Dorr, Eagar, Goodall, Hawkins, Hill, Hogle, Holden, Hopper, Hunt of Sacramento, Ireland, Johnson, Kidder, Lemon, Murch, Olds, Reed, Sawyer, Sexton, Steele, Taylor, Tilden, Ward, Wiggin, Wilcox, Wilson, and Mr. Speaker—37.

NOES—Messrs. Anthony, Braly, Collier, Dornin, Dwyer, Greene, Hamlin, Hansbrow, Hatch, Hearst, Hoag, Huestis, Hunt of Santa Clara, Leech, Long, Maholmb, Meredith, Parrish, Pattison, Perrin, Satterwhite, Sherwood, Singleton, Smith of El Dorado, and Stewart—25.

Mr. Leech moved to strike out the enacting clause of the bill.

Messrs. Eagar, Wilson, and Wilcox, demanded the previous question. Sustained.

Upon the motion to strike out, Messrs. Pattison, Dornin, and Leech, demanded the ayes and noes, and the House refused, by the following vote :

AYES—Messrs. Batchelder, Bledsoe, Bowman, Braly, Chamberlain, Collier, Corey, Dornin, Dutton, Dwyer, Greene, Hamlin, Hansbrow, Hatch, Hoag, Hogle, Huestis, Leech, Long, Maholmb, Meredith, Parrish, Pattison, Perrin, Satterwhite, Sherwood, Singleton, Smith of El Dorado, and Stewart—29.

NOES—Messrs. Bosquit, Brown of Contra Costa, Brown of Tulare, Bugbee, Chappell, Chase, Clayton, Coghlan, Dorr, Eagar, Goodall, Hawkins, Hearst, Hill, Holden, Hopper, Hunt of Sacramento, Ireland, Johnson, Kidder, Lemon, Murch, Olds, Reed, Sawyer, Sexton, Steele, Taylor, Tilden, Ward, Wiggin, Wilcox, Wilson, Zuck, and Mr. Speaker—35.

The bill was then ordered engrossed.

The first special order of the day was then considered, substitute for Senate bill No. 216, an Act to amend an Act entitled an Act to provide revenue for the support of the government of this State, approved May seventeenth, eighteen hundred and sixty-one, and to repeal certain provisions of the revenue Acts of this State.

Mr. Hopper moved to indefinitely postpone the bill.

Mr. Brown of Contra Costa moved to make the bill the special order for to-morrow at two o'clock, and order the usual number of copies printed.

So ordered.

On motion of Mr. Wilcox, the second, third, and fourth special orders of the day were postponed, till after the House had gone through the regular order of business, to the head of the file.

REPORTS.

Mr. Wilcox, Chairman of the Committee on Corporations, made the following report :

MR. SPEAKER :—The Committee on Corporations, to whom was referred Senate bill No. 101, an Act to amend an Act entitled an Act to

provide for the formation of corporations for the accumulation and investment of funds and savings, approved April eleventh, eighteen hundred and sixty-two, have amended the same, and report it back, with the recommendation that it pass as amended.

WILCOX, Chairman.

Senate bill No 101, above reported, was taken up, amendments reported by the committee adopted, read third time, and passed.

Mr. Wilson, Chairman of the Committee on Engrossment, made the following report:

MR. SPEAKER :—The Committee on Engrossment have examined, and found correctly engrossed, Assembly bill No. 649, an Act to regulate the fees of constables in the County of San Bernardino;

Also, Assembly bill No. 254, an Act to provide for a Chaplain and Physician for the State Prison of the State of California;

Also, Assembly bill No. 626, an Act for the relief of J. D. Patterson;

Also, Assembly bill No. 654, an Act to set apart certain lands to the use of Red Bluff School District;

Also, Assembly bill No. 659, an Act to authorize Lewis Schwartz and Charles F. Miller to construct a wharf near the Aptos Creek, in Santa Cruz County;

Also, Assembly bill No 462, an Act to enable the State of California to co-operate with the association of loyal States in the erection of a monument to Abraham Lincoln;

Also, Assembly bill No 423, an Act to authorize the guardian of the minor children of John K. Osgood, late of the City and County of San Francisco, deceased, to sell and convey their real estate;

Also, Assembly bill No 474, an Act to authorize the trustees of Sophia G. Whitney and others to sell and convey certain real estate;

Also, Assembly bill No 478, an Act to authorize and empower the executor and executrix of Jean Claude Long, deceased, to sell personal estate;

Also, Assembly bill No 424, an Act to authorize the guardian of certain minor children to convey their real estate;

Also, Assembly bill No 475, an Act to authorize the trustees of Abby F. Whitney and others to sell and convey certain real estate

WILSON, Chairman.

Mr. Reed, Chairman of the Committee on Agriculture, made the following report:

MR. SPEAKER :—The Committee on Agriculture, to whom was referred Assembly bill No. 570, an Act entitled an Act to facilitate the detection of cattle thieves in certain counties of this State, have had the same under consideration, and report it back, with a substitute, and recommend the adoption of the substitute.

REED, Chairman.

Mr. Corey, Chairman of the Committee on Enrolment, made the following report:

MR. SPEAKER :—The Committee on Enrolment have examined, and found correctly enrolled, Assembly bill No. 579, an Act for the relief of Donald McDonnell;

Also, Assembly bill No. 429, an Act to provide a fund for the erection of county buildings in the County of Marin, and other matters in relation thereto;

Also, Assembly bill No. 617, an Act to legalize certain acts of the Board of Supervisors of Contra Costa County;

Also, Assembly bill No. 481, an Act in relation to the office of Assessor of the City and County of San Francisco;

Also, Assembly bill No. 387, an Act to amend an Act entitled an Act concerning crimes and punishments, passed April sixteenth, eighteen hundred and fifty;

Also, Assembly bill No. 394, an Act amendatory of and supplementary to an Act entitled an Act creating the offices of Township Collectors and Assessors in the Counties of El Dorado and Amador, approved April twenty-fifth, eighteen hundred and sixty-two.

And on this, the twenty-sixth day of March, eighteen hundred and sixty-six, at eleven o'clock and ten minutes A. M., delivered the same to the Governor for his approval.

COREY, Chairman.

Mr. Chamberlain, from the Committee on Federal Relations, verbally reported Senate concurrent resolution No. 34, relative to the present condition of national affairs, recommending its adoption.

Mr. Lupton had leave till to-morrow to make a minority report on the above reported resolution.

Mr. Hopper, Chairman of the Committee on Counties and County Boundaries, made the following report:

MR. SPEAKER:—The Committee on Counties and County Boundaries have had under consideration Assembly bill No. 581, an Act to define the limits and boundaries of the County of Marin, and report it back, and recommend its passage.

HOPPER, Chairman.

Mr. Olds moved to suspend the rules in order to take up Assembly bill No. 581, above reported.

The House refused.

Mr. Brown of Contra Costa, Chairman of the Judiciary Committee, made the following report:

MR. SPEAKER:—The Judiciary Committee, to whom was referred Assembly bill No. 639, an Act entitled an Act to amend an Act requiring compensation for causing death by wrongful act, neglect, or default, approved April twenty-sixth, eighteen hundred and sixty-two, having had the same under consideration, report it back, with a substitute, and recommend the passage of the substitute;

Also, Assembly bill No. 680, an Act to amend an Act entitled an Act to regulate the settlement of the estates of deceased persons, passed May first, eighteen hundred and fifty-seven, and other Acts amendatory thereto, and recommend that the bill do not pass;

Also, Senate bill No. 182, an Act entitled an Act supplementary to an Act entitled an Act to prevent certain officers from dealing in certain securities, passed May fourth, eighteen hundred and fifty-two, and report it back, with a substitute, and recommend the passage of the substitute;

Also, Assembly bill No. 633, an Act entitled an Act to repeal an Act

to provide for ascertaining the amount of fees paid to certain officers, approved April fourth, eighteen hundred and sixty-four, and report it back, and recommend its passage;

Also, Assembly bill No. 593, an Act to re-district the County of Santa Cruz, and to provide for the election of Supervisors, and report it back to the Assembly, and recommend that it be not passed. The bill proposes to legislate out of office the members of the Board of Supervisors of Santa Cruz County before the expiration of their term of office, and provides also for the election of other Supervisors at a special election proposed to be held in April, eighteen hundred and sixty-six, to succeed them. The committee are opposed to the policy of such legislation, and would not recommend it unless for urgent reasons. No sufficient reasons have been shown in this case for the passage of the bill

BROWN, Chairman.

Mr. Anthony gave notice that he would introduce a bill in lieu of Assembly bill No. 593, above reported

Mr. Hopper made the following report:

MR. SPEAKER:—The undersigned, a portion of the Sacramento delegation, to whom, with the Swamp and Overflowed Land Committee, was referred Senate bill No. 265, an Act to accomplish drainage for the City of Sacramento and to aid in the reclamation of Swamp Land District Number Two, have considered the same, report it back, and recommend its passage, for the following reasons:

First—It is believed, if the provisions of the bill are carried into effect, that the city will be effectually drained.

Second—That thousands of acres of land lying southwest of this city, now of little value, will be effectually drained and rendered valuable.

Third—That a large number of farmers and others, directly interested, have petitioned for the passage of the above named bill.

Fourth—That the amount of taxation will be very lightly increased, the bill only asking for a tax of one mill on each one hundred dollars in value of taxable property within Swamp Land District Number Two, and in the City of Sacramento.

Fifth—For the still stronger reason that the evening atmosphere of the City of Sacramento will be rendered more fragrant in the future.

HOPPER,
HUNT.

Mr. Hansbrow made the following report:

MR. SPEAKER:—The undersigned, a minority of the Joint Committee consisting of the Swamp Land Committee and the Sacramento delegation, to whom was referred Senate bill No. 265, an Act to accomplish drainage for the City of Sacramento and to aid in the reclamation of Swamp Land District Number Two, have had the same under consideration, and would respectfully report:

That the bill contemplates levying a tax for the construction of a canal from the southern limits of Sacramento City to a point due south on the Mokelumne River, by connecting a chain of lakes or ponds with Snodgrass Slough, which empties into the Mokelumne River where the water is nearly level with the bay, and tides (excepting in extraordinary floods) vary from three to six feet. It is universally admitted:

First—That it is the only possible plan for a natural drainage of Sacramento City, the water sipping through the banks of the river, and

falling within the city and on the adjoining plains, having no natural outlet, (excepting at extreme low water,) and these having been closed by the levee to avoid total inundation.

Second—That it is the only possible outlet for all the water siping through the banks of the Sacramento River from the American river to Georgiana Slough, a meandering distance of thirty-five miles, and for all the rain falling on a territory containing at least one hundred and eighty square miles. The only portion of this territory now having an outlet lies on the immediate banks of the Snodgrass Slough, and during most of the year is covered by water at high tide; the surplus water from the remainder is emptied into the chain of lakes above mentioned, covering and damaging land to an amount estimated at eighteen thousand acres.

Third—It is further admitted by all, that the proposed canal will drain the entire body of land, including the city; the fall being estimated at twenty-four feet, and the banks of the Mokelumne River being some six feet lower than those of the Sacramento.

It is feared by some, that by opening the canal from Bloom's or Hollister's Lake into Snodgrass Slough, the waters of the Mokelumne may be let back at flood time, thereby increasing its quantity; but all agree that even if this were true, which is not admitted, it might be prevented by a flood-gate, excepting in floods like that of eighteen hundred and sixty-two, when the entire section of country would be covered. It is also feared that, by connecting the upper lakes with Bloom's or Hollister's Lake, the waters may be increased therein. This, too, engineers deem improbable, but are unanimous (in what appears almost self-evident) that the surplus water would be carried off with a rapidity that would more than compensate for its quantity. When the aforesaid lake is once filled, as it has no outlet, it requires two successive seasons to evaporate. All the other lakes are stagnant and perennial.

Thus it appears that the work proposed will certainly drain the city, reclaim about eighteen thousand acres of land, and furnish an outlet for a chain of stagnant pools, but for whose malaria one of the most productive regions in the State would be perfectly healthy.

The assessed value of the property on which it is proposed to levy a tax is estimated at six millions of dollars, only a half million of which is within District Number Two; thus it will be seen that eleven twelfths of the burden falls on the city, which it is willing to pay, because of its economy in securing drainage. The entire tax on District Number Two will be less than five hundred dollars a year for the years mentioned in the bill. The district contains forty-seven thousand one hundred and ninety-five acres; and consequently the tax, if levied solely upon the realty, would only be about a cent per acre; the greater portion of it, however, will be collected from those who will receive its immediate benefits, and consequently the unimproved lands cannot possibly be taxed to exceed a dollar on a thousand acres.

When the subject was first spoken of in the city, it was proposed to raise thirty-five cents on the hundred dollars, a tax which an overburdened people felt incapable of bearing. The work was then reduced in size and capacity, and its cost distributed over two successive years, and now, so far as the undersigned can learn, is approved of by all except a few persons at the lower end of the district, who apprehended danger which disinterested parties familiar with the topography are unanimous in agreeing is purely imaginary.

HANSBROW, for Committee.

Mr. Chamberlain made the following report :

MR. SPEAKER :—The San Joaquin delegation report back Assembly bill No. 491, the object of which is to extend the provisions of an Act entitled an Act to prevent the trespassing of animals on private property in the Counties of Santa Barbara, San Luis Obispo and Monterey, approved February sixth, eighteen hundred and sixty-four, to the portion of San Joaquin County lying south and west of the San Joaquin River, and recommend its passage.

CHAMBERLAIN,
GREENE.

Mr. Batchelder made the following report :

MR. SPEAKER :—The Yuba delegation, to whom was referred Assembly bill No. 708, an Act further defining the duties of the County Recorder of Yuba County, having had the same under consideration, report it back, and recommend its passage ;

Also, Assembly bill No. 709, an Act concerning the assessing and collecting of revenue in the County of Yuba, report it back, and recommend its passage

BATCHELDER, for Delegation.

The rules were suspended, and Assembly bill No. 708, above reported, considered engrossed, read third time, and passed, and under a suspension of Rule Number Thirty-two, ordered sent to the Senate.

The rules were suspended, and Assembly bill No. 709, above reported, considered engrossed, read third time, and passed, and under a suspension of Rule Number Thirty-Two, ordered sent to the Senate.

Mr. Bowman made the following report :

MR. SPEAKER :—The San Francisco delegation, to whom was referred Assembly bill No. 642, having had the same under consideration, report it back, and recommend its passage.

BOWMAN, for Delegation.

Mr. Clayton made the following report :

MR. SPEAKER :—The San Francisco delegation, to whom was referred Assembly bill No. 185, an Act to grant to certain parties the right to lay down and use a railroad track within the City and County of San Francisco, have had the same under consideration, made some amendments thereto, report it back, and recommend its passage as amended.

CLAYTON, for Delegation.

Mr. McClelland made the following report :

MR. SPEAKER :—The San Francisco delegation, to whom was referred Assembly bill No. 675, an Act to alter the grades of certain streets and street crossings in the City and County of San Francisco, having had the same under consideration, report it back, with amendments, and recommend its passage as amended.

McCLELLAND, for Delegation.

The hour of one o'clock P. M. having arrived, the House took its daily recess.

HOUSE RE-ASSEMBLED.

At two o'clock P. M., the House re-assembled.

Speaker in the Chair.

Roll called.

Quorum present.

Mr. Dwyer moved a call of the House.

Carried

The roll was called, and Messrs. Brown of Amador, Brown of Tulare, Campbell, Chappell, Dutton, Downing, Eagar, Goodall, Goodwin, Hansbrow, Hearst, Hill, Hogle, Hollister, Hopper, Lemon, Long, Lupton, Meredith, Murch, Olds, Pattison, Peterson, Steele, Stewart, Taylor, Wilcox, Wilson, and Zuck, were absent without leave.

On motion of Mr. Brown of Contra Costa, further proceedings under the call were dispensed with.

FURTHER REPORTS.

Mr. Wiggin made the following report:

MR. SPEAKER:—The San Francisco delegation, to whom was referred Assembly bill No. 690, an Act to provide for a railroad within the City and County of San Francisco, have had the same under consideration, and report the bill back, with amendments, and recommend its passage as amended;

Also, Assembly bill No. 711, an Act to provide for the changing of the lines of the streets of the City and County of San Francisco, to confirm and ratify Order Number Six Hundred and Eighty-Four of the Board of Supervisors of said city and county, and to abolish the Board of Engineers created by an Act of the Legislature of the State of California, entitled an Act to establish the lines and grades of streets in the City and County of San Francisco, approved April twenty-sixth, eighteen hundred and sixty-two, and report the bill back, and recommend its passage;

Also, Assembly bill No. 662, an Act to authorize the Board of Supervisors of the City and County of San Francisco to fix limits in said city and county within which the slaughtering of animals shall be prohibited, and to establish such rules and regulations in regard to the slaughtering of animals within said city and county as they may deem advisable, and report the bill back, with an amendment, and recommend its passage as amended;

Also, Assembly bill No. 176, an Act granting the right to construct and maintain a railroad in certain streets therein named in the City and County of San Francisco, and report the bill back, with an amendment, and recommend its passage as amended;

Also, Assembly bill No. 117, an Act to amend an Act entitled an Act to grant the right of way for a railroad track within the limits of the City and County of San Francisco, passed April twentieth, eighteen hundred and sixty-three, and report the bill back, and recommend its passage;

Also, Assembly bill No. 664, an Act for the relief of James R. Traverse, and report the bill back, and recommend that it be indefinitely postponed;

Also, Assembly bill No. 712, an Act fixing the time during which certain offices in the City and County of San Francisco shall be kept open

for the transaction of business, and report the bill back, with the recommendation that it be indefinitely postponed;

Also, Assembly bill No 713, an Act supplemental to the Act entitled an Act to regulate proceedings in civil cases in the Courts of justice of this State, passed April twenty-ninth, eighteen hundred and fifty-one, and Acts amendatory thereof, and report the bill back, and recommend its indefinite postponement.

WIGGIN, for Delegation.

Mr. Wiggin also made the following report:

MR SPEAKER:—The San Francisco delegation, to whom was referred Assembly bill No. 298, an Act to regulate the practice of medicine in the City and County of San Francisco, have had the same under consideration, and respectfully report it back, with an amendment;

Also, Assembly bill No. 684, and report it back, with amendments, and recommend its passage as amended.

WIGGIN, for Delegation.

MESSAGES FROM THE GOVERNOR.

The following messages were received from the Governor:

STATE OF CALIFORNIA, EXECUTIVE DEPARTMENT, }
Sacramento, March 24th, 1866.

To the Assembly of the State of California:

I have to inform your honorable body that I have approved Assembly bill No. 679, an Act to appropriate money for per diem of members of the Legislature at the sixteenth session;

Also, Assembly bill No. 200, an Act for the relief of Del Norte County;

Also, Assembly bill No. 138, an Act for the relief of Solomon Crown;

Also, Senate substitute for Assembly bill No. 20, an Act to aid the County of Klamath in repairing and improving a road and trail from Trinidad to Sawyer's Bar, in said county;

Also, substitute for Assembly bill No. 391, an Act in relation to the levying of county taxes in the County of San Joaquin;

Also, Assembly bill No 610, an Act supplementary to and amendatory of an Act entitled an Act to authorize the County of Yuba to donate sixty-five thousand dollars to the Yuba Railroad Company, and to provide for the payment of the same, and other matters relating thereto, approved February thirteenth, eighteen hundred and sixty-six;

Also, Assembly bill No. 430, an Act to incorporate the Town of Meadow Lake;

Also, Assembly bill No. 503, an Act to amend an Act entitled an Act to revise and amend an Act entitled an Act to incorporate the Town of Grass Valley, approved April fifteenth, eighteen hundred and sixty-one, approved February sixth, eighteen hundred and sixty-four.

FRED'K. F. LOW,
Governor.

STATE OF CALIFORNIA, EXECUTIVE DEPARTMENT, }
Sacramento, March 26th, 1866.

To the Assembly of the State of California:

I have to inform your honorable body that I have approved Assembly

bill No. 390, an Act to authorize the County of San Joaquin to issue bonds for the redemption of the bonds of said county which become due during the year eighteen hundred and sixty-six, and to provide for the payment of the same;

Also, Assembly bill No. 379, an Act to authorize E. J. Stephens to construct a chute and moorings at Ferguson's Landing, and collect tolls for the use thereof;

Also, Assembly bill No. 431, an Act to further extend the time for the completion of the Big Tree and Carson Valley Turnpike Road;

Also, Assembly bill No. 493, an Act to amend an Act entitled an Act to create the County of Lassen, to define its boundaries and provide for its organization, approved April first, eighteen hundred and sixty-four;

Also, Assembly bill No. 631, an Act concerning official publications in the Counties of Fresno, Merced, and Stanislaus;

Also, Assembly bill No. 142, an Act to provide for the division of Solano County into assessment districts for the election of District Assessors, and to define their duties, liabilities, and compensation;

Also, substitute for Assembly bill No. 205, an Act to authorize Charles P. Duane to sue the City and County of San Francisco;

Also, Assembly bill No. 757, an Act granting leave of absence to H. W. Harkness, one of the Trustees of the State Library;

Also, Assembly bill No. 188, an Act establishing a Board of Education for the City of Stockton, and defining the powers and duties thereof;

Also, Assembly bill No. 511, an Act amendatory of and supplementary to an Act entitled an Act to authorize the issue of bonds by the County of Santa Clara to erect county buildings and confirm the purchase of the site selected therefor, approved March first, eighteen hundred and sixty-six;

Also, Assembly bill No. 321, an Act to develop the agricultural interests, and to aid in the construction of a canal for the purposes of irrigation and inland trade in the Counties of Colusa, Yolo, and Solano;

Also, Assembly bill No. 211, an Act to authorize Charles C. Butler, Junius G. Foster, their associates and assigns, to construct a wire suspension bridge from the main land to Seal Rock, in the City and County of San Francisco;

Also, Assembly bill No. 537, an Act to abolish the office of Tax Collector in the County of Tehama, and provide for the collection of taxes therein;

Also, Assembly bill No. 93, an Act to repeal an Act entitled an Act supplementary to an Act entitled an Act for the better protection of the agricultural interests in certain counties, and for the more effectual prevention of the trespassing of animals upon private property, passed March eleventh, eighteen hundred and sixty-four, approved April fourth, eighteen hundred and sixty-four;

Also, Senate substitute for Assembly bill No. 19, an Act to protect agriculture, and to prevent the trespassing of animals upon private property.

FRED'K F. LOW,
Governor.

Mr. Hill made the following report:

MR. SPEAKER:—The San Luis Obispo delegation, to whom was referred Assembly bill No. 702, having had the same under consideration, report it back, and recommend its passage.

HILL, for Delegation.

Assembly bill No. 702, above reported, was taken up, rules suspended, considered engrossed, read third time, and passed, and under a suspension of Rule Number Thirty-Two, was ordered sent immediately to the Senate.

Mr. Brown of Contra Costa introduced a memorial to Congress for the sale of coal lands in California

Read first and second times, and referred to the Committee on Federal Relations.

Mr Smith of El Dorado offered the following resolution :

Resolved, That hereafter no member shall be allowed to speak for more than ten minutes at any one time upon any bill, motion, or resolution before the Assembly.

Adopted.

MESSAGES FROM THE SENATE.

The following messages were received from the Senate :

SENATE CHAMBER,
March 24th, 1866. }

MR. SPEAKER :—The Senate, this day passed, under a suspension of the rules, a substitute for Assembly bill No 160, an Act to compel the District Attorney of Merced County to reside at the county seat of said county, and respectfully ask the adoption of the substitute by the Assembly.

CHAS. W. GORDON,
Assistant Secretary.

SENATE CHAMBER,
March 24th, 1866. }

MR SPEAKER :—I am instructed to inform the Assembly that the Senate, this day, passed Senate bill No. 364, an Act to regulate the rates of fare and paving on certain street railroads in the City and County of San Francisco.

JOHN WHITE,
Secretary.

The House adopted, in concurrence, the Senate substitute for Assembly bill No 160, above reported.

Senate bill No. 364, above reported, was read first and second times.

Mr Lee moved to suspend the rules.

Upon which, Messrs. Clayton, Dwyer, and Ireland, demanded the ayes and noes, and the roll was called, with the following result :

AYES—Messrs. Anthony, Batchelder, Bledsoe, Bosquit, Braly, Brown of Tulare, Bugbee, Chappell, Chase, Coghlan, Dorr, Downing, Eagar, Goodall, Hearst, Hill, Hoag, Holden, Hollister, Huestis, Hunt of Sacramento, Johnson, Kidder, Lee, Lcech, Long, Mace, Maholmb, McClelland, Meredith, Olds, Parrish, Reed, Sawyer, Satterwhite, Sexton, Sherwood, Singleton, Smith of Butte, Smith of El Dorado, Taylor, Tilden, Ward, Wiggin, Wilcox, and Wilson—46.

NOES—Messrs. Bowman, Brown of Contra Costa, Chamberlain, Clayton, Collier, Corey, Dutton, Dwyer, Goodwin, Greene, Hunt of Santa Clara, Ireland, March, Pattison, Perrin, Peterson, Steele, and Stewart—18.

The Speaker having decided that the requisite number had voted to suspend the rules, Mr. Clayton appealed from his decision.

The decision of the Chair was sustained.

Mr. Clayton objected to the third reading of the bill.

The objection was overruled.

The bill was then read third time.

At two o'clock and thirty minutes P. M., Mr. Bowman moved to adjourn.

Lost.

Mr. Clayton offered the following amendment:

Amend section one by striking out "three tickets for twenty-five cents, seven tickets for fifty cents, sixteen tickets for one dollar, and twenty-five tickets for one dollar and fifty cents," and insert in lieu thereof "three tickets for twenty cents, and eight tickets for fifty cents."

Messrs. Wiggin, Ward, and Wilcox, demanded the previous question.

Upon which, Messrs. Chamberlain, Bowman, and Dwyer, demanded the ayes and noes, and the previous question was ordered, by the following vote:

AYES—Messrs. Batchelder, Bledsoe, Bosquit, Braly, Brown of Amador, Brown of Tulare, Bugbee, Chappell, Chase, Dorr, Goodall, Hearst, Hill, Hoag, Holden, Hollister, Hopper, Huestis, Hunt of Sacramento, Johnson, Kidder, Lee, Luttrell, Mace, Maholmb, Meredith, Olds, Peterson, Reed, Sawyer, Satterwhite, Sexton, Sherwood, Singleton, Smith of Butte, Smith of El Dorado, Taylor, Tilden, Ward, Wiggin, Wilcox, and Wilson—42.

NOES—Messrs. Bowman, Brown of Contra Costa, Chamberlain, Clayton, Coghlan, Collier, Corey, Dornin, Downing, Dutton, Dwyer, Goodwin, Greene, Hamlin, Hunt of Santa Clara, Ireland, Long, Lupton, Murch, Pattison, Perrin, Steele, and Stewart—23.

On the adoption of the amendment proposed by Mr. Clayton, Messrs. Clayton, Hunt of Santa Clara, and Chamberlain, demanded the ayes and noes, and the amendment was rejected, by the following vote:

AYES—Messrs. Batchelder, Bosquit, Bowman, Braly, Brown of Contra Costa, Chamberlain, Clayton, Coghlan, Collier, Dornin, Downing, Dutton, Dwyer, Goodwin, Greene, Hamlin, Hunt of Santa Clara, Ireland, Lupton, Murch, Pattison, Perrin, Sherwood, Singleton, Steele, and Stewart—26.

NOES—Messrs. Bledsoe, Brown of Amador, Bugbee, Campbell, Chappell, Chase, Dorr, Goodall, Hearst, Hill, Hoag, Holden, Hollister, Hopper, Huestis, Hunt of Sacramento, Johnson, Kidder, Lee, Long, Luttrell, Mace, Maholmb, McClelland, Meredith, Olds, Parrish, Peterson, Reed, Sawyer, Satterwhite, Sexton, Smith of Butte, Smith of El Dorado, Taylor, Tilden, Ward, Wiggin, Wilcox, and Wilson—40.

On the passage of the bill, Messrs. Clayton, Dwyer, and Hunt of Santa Clara, demanded the ayes and noes, and the bill was passed, by the following vote:

AYES—Messrs. Bledsoe, Bosquit, Bowman, Brown of Amador, Bugbee, Campbell, Chase, Corey, Dorr, Goodall, Hawkins, Hearst, Hill, Hoag, Holden, Hollister, Hopper, Huestis, Hunt of Sacramento, Johnson, Kid-

der, Lee, Long, Luttrell, Mace, McClelland, Meredith, Olds, Parrish, Peterson, Reed, Sawyer, Satterwhite, Sexton, Sherwood, Smith of Butte, Taylor, Tilden, Ward, Wiggin, Wilcox, and Wilson—42.

NOES—Messrs. Batchelder, Braly, Brown of Contra Costa, Brown of Tulare, Chamberlain, Chappell, Clayton, Coghlan, Collier, Dornin, Downing, Dutton, Dwyer, Goodwin, Greene, Hamlin, Hunt of Santa Clara, Ireland, Lupton, Maholmb, Murch, Pattison, Perrin, Smith of El Dorado, Steele, and Stewart—26.

Mr. Bowman and Mr. Sherwood each gave notice of a motion to reconsider the above vote.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

SENATE CHAMBER,
March 26th, 1866. }

MR. SPEAKER:—The Senate, on the twenty-fourth instant, passed Senate bill No. 318, an Act for the relief of C. Burden, of Tuolumne County;

Also, passed Senate bill No. 384, an Act granting leave of absence to Romualdo Pacheco, Treasurer of the State of California;

Also, passed Senate bill No. 374, an Act to amend an Act entitled an Act concerning conveyances, passed April sixteenth, eighteen hundred and fifty, and the Act amendatory thereto, passed February fifteenth, eighteen hundred and sixty-four;

Also, passed Assembly bill No. 525, an Act granting the right to construct and maintain a fish trap, or weir, in the Straits of Carquinez in Contra Costa County;

Also, passed substitute for Assembly bill No. 137, an Act supplementary to an Act entitled an Act to provide for a street railroad within the City and County of San Francisco, and other matters relating thereto, approved April twenty-first, eighteen hundred and sixty-three;

Also, passed Assembly bill No. 714, an Act amendatory of and supplementary to an Act entitled an Act for the preservation of seals, or sea lions, at and near the entrance to the Harbor of San Francisco, approved April eighteenth, eighteen hundred and sixty-three;

Also, passed, with amendments, Assembly bill No. 683, an Act to fix the compensation of the Board of Supervisors of Sonoma County, and to define their powers and duties, and respectfully ask the concurrence of the Assembly in the amendments;

Also, passed, with amendments, Assembly bill No. 399, an Act to authorize the sale of certain real estate by guardians, and respectfully ask the concurrence of the Assembly in the amendments;

Also, passed, with amendments, substitute for Assembly bill No. 134, an Act to amend an Act entitled an Act to fix the compensation of the District Attorney of the County of Contra Costa, approved February ninth, eighteen hundred and sixty, and respectfully ask the concurrence of the Assembly in the amendments;

Also, refused a third reading of Assembly bill No. 414, an Act for the relief of the California volunteer officers and sailors of the United States Navy who have honorably served within the State of California during the late war;

Also, this day, passed Assembly bill No. 436, an Act concerning the Board of State Capitol Commissioners, with amendment, and respectfully ask concurrence of Assembly in amendment.

CHAS. W. GORDON,
Assistant Secretary.

SENATE CHAMBER, }
March 24th, 1866 }

Mr. SPEAKER:—The Senate, on this day, passed Assembly bill No. 417, an Act to extend the time for the creation of certain gas works in the City and County of San Francisco, with amendments, and ask concurrence of Assembly in amendments;

Also, passed substitute for Assembly bill No. 464, an Act to fix the fees and compensation of certain officers in the County of San Joaquin, and ask concurrence of Assembly in the substitute;

Also, passed Assembly bill No. 544, an Act to authorize and require the Board of Supervisors of Solano County to pay certain claims;

Also, passed Assembly bill No. 540, an Act to amend an Act entitled an Act to incorporate the City of Stockton, approved April twenty-first, eighteen hundred and sixty-two;

Also, on yesterday, passed Senate bill No. 245, an Act to authorize the construction and maintenance of a wharf in the County of Contra Costa, at or near the Town of Antioch, and on the southerly bank of the San Joaquin River;

Also, passed Senate bill No. 429, an Act to amend an Act entitled an Act to provide for funding the floating debt of the City of Marysville, and for the extinguishment thereof, and for other purposes, approved February eighth, eighteen hundred and fifty-six;

Also, passed substitute for Senate bill No. 269, an Act supplementary to the Act of March twenty-sixth, eighteen hundred and fifty-one, concerning County Recorders;

Also, adopted Senate concurrent resolution No. 43, granting leave of absence from the State to the Surveyor General.

CHAS. W. GORDON,
Assistant Secretary.

CONSIDERATION OF SENATE MESSAGES.

Senate bill No. 429, above reported, read first and second times, rules suspended, read third time, and passed.

Senate bill No. 384, above reported, read first and second times, rules suspended, read third time, and passed.

The House concurred in Senate amendment to Assembly bill No. 417, above reported.

The House concurred in Senate amendment to Assembly bill No. 544, above reported.

The House concurred in Senate amendment to Assembly bill No. 540, above reported.

The House concurred in Senate amendment to Assembly bill No. 393, above reported.

The House concurred in Senate amendment to Assembly bill No. 436, above reported.

The House concurred in Senate amendment to Assembly bill No. 464, above reported.

The House concurred in Senate amendment to Assembly bill No. 134, above reported.

Senate bill No. 246, above reported, read first and second times, and referred to the Contra Costa delegation.

Senate bill No. 269, above reported, read first and second times, and referred to the Judiciary Committee.

Senate bill No. 374, above reported, read first and second times, and referred to the Judiciary Committee.

Senate bill No. 318, above reported, read first and second times, and ordered on file.

Assembly bill No. 683, above reported, referred to the Sonoma delegation.

INTRODUCTION OF BILLS.

Bills were introduced as follows:

By Mr. Johnson, for an Act to revise, re-enact, and continue in full force and effect an Act entitled an Act to fund the debt of the County of San Diego, and provide for the payment of the same, approved May fourth, eighteen hundred and fifty-five.

Read first and second times, rules suspended, considered engrossed, read third time, and passed.

By Mr. Greene, for an Act amendatory of and supplemental to an Act concerning roads and highways in the Counties of Tuolumne, San Joaquin, Plumas, and Siskiyou, approved April nineteenth, eighteen hundred and fifty-nine, and all Acts amendatory thereof.

Read first and second times, rules suspended, considered engrossed, read third time, and passed, and ordered sent to the Senate.

By Mr. Reed, for an Act to donate certain lands to encourage the construction of a stone dry dock on the Bay of San Francisco for the convenience of commerce.

Read first and second times, and referred to the Committee on Commerce and Navigation, with instructions to report to-morrow.

By Mr. Long, for an Act to provide for the disposal of lots in the Town of Red Bluff, Tehama County, California.

Read first and second times, rules suspended, read third time, and passed, and under a suspension of Rule Number Thirty-Two, ordered sent to the Senate.

By Mr. Smith of El Dorado, for an Act to amend an Act to regulate the fees of certain officers, and witnesses, and jurors, in the County of El Dorado, approved April nineteenth, eighteen hundred and fifty-nine.

Read first and second times, rules suspended, read third time, and passed, and under a suspension of Rule Number Thirty-Two, ordered sent to the Senate.

By Mr. Lupton, for an Act granting power to the Board of Supervisors of the City and County of San Francisco to order certain street work to be done as therein specified.

Read first and second times, rules suspended, read third time, and passed, and under a suspension of Rule Number Thirty-Two, ordered sent to the Senate.

By Mr. Wiggin, for an Act to provide for the compensation of the Clerk of the Auditor of the City and County of San Francisco.

Read first and second times, rules suspended, read third time, and passed, and under a suspension of Rule Number Thirty-Two, ordered sent to the Senate.

By Mr. Anthony, for an Act to re-district the County of Santa Cruz, and to provide for the election of Supervisors.

Read first and second times, rules suspended, read third time, and passed, and under a suspension of Rule Number Thirty-Two, ordered sent to the Senate.

By Mr. Bowman, for an Act to facilitate the collection of delinquent taxes in the City and County of San Francisco.

Read first and second times, and referred to the San Francisco delegation.

Mr. Downing verbally reported Assembly bill No 683, an Act to fix the compensation of the Board of Supervisors of Sonoma County, and to define their powers and duties.

The House concurred in the Senate amendment to Assembly bill No. 683, above reported.

By Mr. Holden, for an Act to provide for the selection of the lands donated to the State of California by Act of Congress, approved July second, eighteen hundred and sixty-two, for the endowment of colleges for the benefit of agriculture and the mechanic arts, and all lands that may be granted to the State for like purposes.

Read first and second times, and made the special order for to-morrow at twelve o'clock M., and the usual number of copies ordered printed.

By Mr. Batchelder, for an Act amendatory of and supplementary to an Act to regulate fees in the County of Yuba, approved April twenty-first, eighteen hundred and sixty.

Read first and second times, and referred to the Yuba delegation.

Mr. Tilden had leave to withdraw Assembly bill No. 226, an Act to provide for the insane of California.

The House took up the special order of the day, Assembly bill No. 344, an Act to provide for the settlement of certain land claims within the City and County of San Francisco.

The substitute reported by the delegation was adopted.

Mr. Hawkins offered the following amendment: Amend section two, line one, by striking out the name of "Andrew B. Forbes," and insert in lieu thereof, "James Daly."

Mr. Eagar demanded a division of the question.

Upon the motion to strike out, Messrs. Hawkins, Dutton, and Lee, demanded the ayes and noes, and the motion prevailed, by the following vote:

AYES—Messrs Bosquit, Braly, Brown of Amador, Brown of Tulare, Chamberlain, Chappell, Coghlan, Downing, Eagar, Goodwin, Greene, Hamlin, Hansbrow, Hawkins, Hill, Holden, Hollister, Hopper, Huestis, Hunt of Santa Clara, Ireland, Lee, Lecch, Lemon, Long, Luttrell, Mace, Maholmb, Meredith, Murch, Olds, Parrish, Perrin, Peterson, Sawyer, Satterwhite, Sexton, Sherwood, Singleton, Smith of Butte, Stewart, Tilden, Ward, and Wilcox—44.

NOES—Messrs Anthony, Batchelder, Bowman, Bugbee, Clayton, Collier, Corey, Dornin, Dutton, Dwyer, Hatch, Hearst, Hunt of Sacramento, Lupton, McClelland, Pattison, Smith of El Dorado, Steele, Taylor, and Zuck—20.

As an amendment to Mr Hawkins' amendment, Mr. Lee offered the following: Insert the name of "J. P. Dyer."

Upon which, Messrs. Brown of Tulare, Satterwhite, and Hawkins, demanded the ayes and noes, and the amendment was rejected.

The Speaker announced the following select committee to arrange file for evening sessions: Messrs. Wilcox, Wilson, and Sawyer.

Mr. Clayton offered the following amendment: Amend by inserting "E. N. Torrey."

Mr. Leeb offered the following amendment as a substitute: Amend section two by striking out the name of "Monroe Ashbury," and inserting "J. M. Wood, and J. P. Dyer."

Upon which, a division of the question was ordered.

Mr. McClelland offered the following amendment: Insert the name of "George T. Bohen."

Upon the motion to strike out the name of Monroe Ashbury, Messrs. Coghlan, Hansbrow, and Hogle, demanded the ayes and noes, and the House refused, by the following vote:

AYES—Messrs. Anthony, Bledsoe, Bosquit, Brown of Amador, Chappell, Coghlan, Dorr, Goodall, Goodwin, Greene, Hansbrow, Hogle, Huestis, Hunt of Sacramento, Hunt of Santa Clara, Ireland, Lee, Leech, Lemon, Luttrell, Maholmb, Meredith, Murch, Olds, Reed, Sawyer, Sherwood, Singleton, Taylor, Tilden, and Wilson—31.

NOES—Messrs. Batchelder, Bowman, Braly, Brown of Tulare, Bugbee, Chamberlain, Clayton, Collier, Corey, Dornin, Downing, Dutton, Dwyer, Hamlin, Hatch, Hawkins, Hearst, Hill, Hoag, Holden, Hollister, Hopper, Kidder, Lupton, Mace, McClelland, Parrish, Pattison, Perrin, Peterson, Satterwhite, Sexton, Smith of Butte, Stewart, Ward, Wiggin, Wilcox, and Zuck—38.

The amendment of Mr. McClelland was rejected.

The amendment offered by Mr. Clayton was also rejected.

Mr. Pattison offered the following amendment: Insert the name of "Joseph M. Wood."

Upon which, Messrs. Meredith, Greene, and Hawkins, demanded the ayes and noes, and the amendment was adopted, by the following vote:

AYES—Messrs. Anthony, Batchelder, Bledsoe, Brown of Amador, Brown of Contra Costa, Bugbee, Campbell, Chappell, Coghlan, Collier, Dorr, Eagar, Goodall, Goodwin, Greene, Hamlin, Hansbrow, Hatch, Hogle, Hollister, Huestis, Hunt of Sacramento, Hunt of Santa Clara, Lee, Leech, Lemon, Long, Maholmb, Meredith, Murch, Olds, Pattison, Perrin, Reed, Sawyer, Sherwood, Singleton, Smith of Butte, Smith of El Dorado, Taylor, and Tilden—41.

NOES—Messrs. Bosquit, Bowman, Braly, Brown of Tulare, Chamberlain, Clayton, Corey, Dornin, Downing, Dutton, Dwyer, Hawkins, Hearst, Hill, Hoag, Holden, Hopper, Ireland, Kidder, Lupton, Mace, McClelland, Parrish, Peterson, Satterwhite, Sexton, Stewart, Ward, Wiggin, and Wilcox—29.

The amendment of Mr. Hawkins, as amended, was adopted.

Mr. Sherwood offered a substitute for the bill.

On the adoption of which, Messrs. Maholmb, Hansbrow, and Singleton, demanded the ayes and noes, and the substitute was rejected, by the following vote:

AYES—Messrs. Chamberlain, Chappell, Coghlan, Collier, Downing, Goodwin, Hamlin, Hansbrow, Hogle, Hollister, Huestis, Ireland, Leech, Mace, Maholmb, Meredith, Perrin, Peterson, Satterwhite, Sherwood,

Singleton, Smith of Butte, Smith of El Dorado, Steele, Stewart, and Ward—26.

NOES—Messrs. Anthony, Batchelder, Bledsoe, Bosquit, Bowman, Braly, Brown of Amador, Brown of Contra Costa, Brown of Tulare, Bugbee, Campbell, Clayton, Corey, Dwyer, Hatch, Hawkins, Hearst, Hill, Hoag, Holden, Hopper, Johnson, Kidder, Lee, Lupton, McClelland, Murch, Olds, Sexton, Taylor, Tilden, Wiggin, and Wilson—33.

Mr. Coghlan offered the following further amendment to the bill: Strike out the name of "Monroe Ashbury," and insert "J. P. Dyer."

Mr. Hawkins offered the following: Amend by striking out the name of "Monroe Ashbury," and insert the name of "J. Daly."

Mr. Clayton called for a division of the question.

Upon the motion of Mr. Coghlan to strike out, Messrs. Lupton, Clayton, and Dwyer, demanded the ayes and noes, the roll was called, and the result was announced as a tie vote, and the motion lost.

An error having been discovered by the Clerk in the count, on motion of Mr. Coghlan, a new roll call was ordered upon a division, and the roll was again called, and the motion prevailed, by the following vote:

AYES—Messrs. Bosquit, Brown of Amador, Bugbee, Chappell, Coghlan, Dorr, Downing, Eagar, Goodwin, Greene, Hansbrow, Hawkins, Hill, Hogle, Holden, Hollister, Huestis, Hunt of Santa Clara, Lee, Leech, Long, Luttrell, Mace, Maholmb, Meredith, Murch, Parrish, Peterson, Reed, Sawyer, Satterwhite, Sexton, Singleton, Smith of Butte, Taylor, Tilden, Ward, and Wilcox—38.

NOES—Messrs. Anthony, Batchelder, Bledsoe, Bowman, Braly, Campbell, Chamberlain, Clayton, Collier, Corey, Dornin, Dutton, Dwyer, Hatch, Hearst, Hoag, Hopper, Ireland, Johnson, Lupton, McClelland, Olds, Pattison, Perrin, Sherwood, Smith of El Dorado, Steele, Stewart, Wiggin, Wilson, and Zuck—31.

The amendment of Mr. Hawkins, to insert the name of Mr. Daly, was rejected.

Mr. Clayton offered the following amendment: Amend by inserting the name of "William Hooper."

Upon which, Mr. Coghlan moved the previous question.

Sustained.

On the amendment of Mr. Clayton, Messrs. Bowman, Pattison, and Clayton, demanded the ayes and noes, and the amendment was rejected, by the following vote:

AYES—Messrs. Bosquit, Bowman, Braly, Clayton, Collier, Corey, Dutton, Dwyer, Hawkins, Ireland, Kidder, Lupton, McClelland, Pattison, Perrin, Smith of El Dorado, Stewart, Wiggin, and Zuck—19.

NOES—Messrs. Anthony, Batchelder, Bledsoe, Brown of Amador, Bugbee, Campbell, Chamberlain, Chappell, Coghlan, Dorr, Dornin, Downing, Eagar, Goodwin, Greene, Hamlin, Hansbrow, Hatch, Hearst, Hill, Hoag, Hogle, Holden, Hopper, Huestis, Hunt of Santa Clara, Lee, Leech, Long, Luttrell, Mace, Maholmb, Meredith, Murch, Olds, Parrish, Peterson, Reed, Sawyer, Satterwhite, Sexton, Sherwood, Singleton, Smith of Butte, Steele, Taylor, Tilden, and Wilson—48.

On the motion of Mr. Coghlan, to insert the name of J. P. Dyer, Messrs. Hogle, Taylor, and Hansbrow, demanded the ayes and noes, and the motion prevailed, by the following vote:

AYES—Messrs. Anthony, Batchelder, Bosquit, Brown of Amador, Bughee, Campbell, Chamberlain, Chappell, Coghlan, Dorr, Downing, Eagar, Goodwin, Greene, Hamlin, Hansbrow, Hatch, Hill, Hogle, Holden, Hollister, Hopper, Huestis, Hunt of Santa Clara, Lee, Leech, Long, Luttrell, Mace, Maholmb, Meredith, Murch, Olds, Reed, Sawyer, Satterwhite, Sexton, Sherwood, Singleton, Smith of Butte, Smith of El Dorado, Steele, Taylor, Tilden, Wiggin, Wilcox, and Wilson—47.

NOES—Messrs. Bledsoe, Bowman, Braly, Brown of Tulare, Clayton, Collier, Corey, Dornin, Dutton, Dwyer, Hawkins, Hearst, Hoag, Ireland, Kidder, Lupton, McClelland, Parrish, Pattison, Perrin, Stewart, and Zuck—22.

The amendments to the bill offered by Mr. Wiggin for the delegation, were adopted.

An amendment offered by Mr. McClelland, adding to section six a clause authorizing the Commissioners to re-lease to the Odd Fellows' and Free Masons' Associations the lands now held by them as cemeteries, was adopted.

The bill was then ordered engrossed.

On motion, the rules were suspended, the bill considered engrossed, read third time, and passed.

Mr. Wiggin made the following report :

MR. SPEAKER :—The San Francisco delegation have had under consideration Assembly bill No. 471, granting a street railroad franchise in San Francisco to Brooks and Doble, and report the same back, with amendments, and recommend its passage as amended.

WIGGIN, for Delegation.

Mr. Wilson, Chairman of the Committee on Engrossment, made the following report :

MR. SPEAKER :—The Committee on Engrossment have examined, and found correctly engrossed, Assembly bill No. 671, an Act to empower the Board of Swamp Land Commissioners to pass upon the claim of Jack McClain, of Yolo County, for injuries to swamp lands ;

Also, substitute for Assembly bill No. 534, an Act to amend an Act entitled an Act to regulate proceedings in criminal cases, passed April twentieth, eighteen hundred and fifty, and other Acts amendatory thereof and supplementary thereto ;

Also, Assembly bill No. 611, an Act for the relief of purchasers of swamp and overflowed lands ;

Also, Assembly bill No. 608, an Act to provide for the maintenance and government of the State burial ground ;

Also, Assembly bill No. 567, an Act relating to the grade of certain streets in the City and County of San Francisco.

WILSON, Chairman.

Mr. Wilcox moved that when the House adjourns it adjourns until seven o'clock this evening.

Lost

Mr. Eagar, Chairman of the Committee on Ways and Means, made the following report :

MR. SPEAKER :—The Committee on Ways and Means have had under

consideration Senate bill No. 82, an Act to appropriate money for the payment of the claims of the California Volunteers, report the same back, and recommend its passage.

EAGAR, Chairman.

At five o'clock and thirty minutes P. M., on motion of Mr. Hopper, the House adjourned.

IN ASSEMBLY.

HOUSE OF ASSEMBLY,
Tuesday, March 27th, 1866. }

House met pursuant to adjournment.

Speaker in the Chair.

Roll called.

Quorum present.

Journal of yesterday read and approved.

Mr. Sherwood moved to reconsider the vote whereby was passed, on yesterday, Senate substitute for Senate bill No 364, an Act to regulate the rates of fare and paying on certain street railroads in the City and County of San Francisco.

Upon which, Messrs. Stewart, Chamberlain, and Dutton, demanded the ayes and noes, and the House refused to reconsider, by the following vote :

AYES—Messrs. Anthony, Ayer, Batchelder, Bowman, Braly, Brown of Contra Costa, Chamberlain, Clayton, Collier, Dornin, Downing, Dwyer, Goodwin, Greene, Hamlin, Hatch, Hunt of Santa Clara, Ireland, Leech, Lemon, Lupton, Murch, Pattison, Perrin, Sherwood, Smith of El Dorado, Steele, Stewart, and Zuck—29.

NOES—Messrs. Bledsoe, Bosquit, Brown of Amador, Brown of Tulare, Bugbee, Campbell, Chappell, Dorr, Goodall, Hill, Hoag, Hogle, Holden, Hopper, Howard, Hucstis, Hunt of Sacramento, Kidder, Lee, Long, Luttrell, Mace, Maholmb, McClelland, Meredith, Olds, Parrish, Reed, Sawyer, Satterwhite, Sexton, Singleton, Smith of Butte, Taylor, Tilden, Ward, Wiggin, Wilcox, and Wilson—39.

REPORTS.

Mr. Hunt of Sacramento, Chairman of the Committee on Claims, made the following report :

MR. SPEAKER:—The Committee on Claims, to whom was referred Assembly bill No. 674, an Act for the relief of B. W. Arnold, have had the same under consideration, and report the same back, and recommend its passage;

Also, Assembly bill No 703, an Act to appropriate money to pay the claim of H. J. Dakin, and report the same back, and recommend its passage.

HUNT, Chairman.

Mr. Wilson, Chairman of the Committee on Engrossment, made the following report :

MR. SPEAKER :—The Committee on Engrossment have examined, and found correctly engrossed, Assembly bill No. 666, an Act to provide for laying out, altering, and vacating public roads in the County of Marin ;

Also, Assembly bill No. 689, an Act concerning the collection of poll taxes, licenses, and foreign miners' licenses in the County of Sierra ;

Also, Assembly bill No. 623, an Act to amend an Act entitled an Act concerning the officers of Calaveras County, and the collection of poll taxes, license taxes, and foreign miners' license taxes in said county, approved February twenty-sixth, eighteen hundred and fifty-nine ;

Also, Assembly bill No. 532, an Act to authorize John Torney, J. B. Frisbie, and Nathan Coombs, to establish and maintain a public ferry across the Straits of Carquinez ;

Also, Assembly bill No. 655, an Act authorizing the construction of a wagon road from the Town of Santa Cruz to Redwood City, in San Mateo County ;

Also, Assembly bill No. 595, an Act fixing the boundaries of Placer County ;

Also, Assembly bill No. 557, an Act to amend an Act entitled an Act in relation to proceedings in certain suits, approved April fourth, eighteen hundred and sixty-four ;

Also, substitute for Assembly bill No. 452, an Act submitting to the voters of Lake County, at the next general election, the removal of the county seat thereof ;

Also, Assembly bill No. 75, an Act to extend the provisions of an Act entitled an Act to authorize Nathan H. Stinson, his associates, and his and their assigns, to build a wharf at the foot of Solano street, in the City and County of San Francisco, approved April twenty-seventh, eighteen hundred and sixty-three ;

Also, substitute for Assembly bill No. 489, an Act for the relief of Garrett Welton.

WILSON, Chairman.

Mr. Leech, Chairman of the Committee on Military Affairs, made the following report :

MR. SPEAKER :—The Committee on Military Affairs, to whom was referred Senate bill No. 56, report back the same, with amendments, and recommend its passage as amended.

LEECH, Chairman.

Mr. Chappell, Chairman of the Committee on Swamp and Overflowed Lands, made the following report :

MR. SPEAKER :—The Committee on Swamp and Overflowed Lands, to whom was referred Assembly bill No. 514, an Act amendatory of and supplemental to an Act, approved April twentieth, eighteen hundred and sixty-two, entitled an Act to provide for the reclamation and segregation of swamp and overflowed, and salt marsh, and tide lands, approved May thirteenth, eighteen hundred and sixty-one, have had the same under consideration, and report it back, with a substitute, and recommend the passage of the substitute.

CHAPPELL, Chairman.

Assembly bill No. 514, above reported, was taken up, substitute reported by the committee adopted, rules suspended, considered engrossed, read third time, and passed, Rule Number Thirty-Two suspended, and ordered sent to the Senate.

Mr. Chappell had further time to consider and report on Assembly bill No. 638.

Mr. Wilcox, Chairman of the Committee on Corporations, made the following report:

MR. SPEAKER:—The Committee on Corporations, to whom was referred Senate bill No. 421, an Act to liquidate certain liabilities of the California Telegraph Company, have considered the same, and report it back, and recommend its passage.

WILCOX, Chairman.

Senate bill No. 421, above reported, was taken up, rules suspended, read third time, and passed.

Mr. Howard made the following report:

MR. SPEAKER:—The San Mateo delegation report back Assembly bill No. 695, an Act to promote the breeding of brook trout in the Counties of San Mateo and San Francisco, and recommend its passage.

HOWARD, for Delegation.

{ Mr. Wiggin made the following report:

MR. SPEAKER:—The undersigned members of the San Francisco delegation, to whom was referred Assembly bill No. 722, an Act to facilitate the collection of delinquent taxes in the City and County of San Francisco, have had the same under consideration, and report the bill back, and recommend its passage.

WIGGIN,
DWYER,
BOWMAN,
BUGBEE,
BRALY,
CLAYTON,
McCLELLAND,
DUTTON.

Assembly bill No. 722, above reported, was taken up, rules suspended, considered engrossed, read third time, and passed, Rule Number Thirty-Two suspended, and ordered sent to the Senate.

Mr. Luttrell made the following report:

MR. SPEAKER:—The Siskiyou delegation, to whom was referred Assembly bill No. 17, an Act to authorize the Board of Supervisors of the County of Siskiyou to transfer and loan the surplus moneys now on hand and that may hereafter annually accrue in the County Hospital General Fund, and the District Hospital Fund of said county, to the General Fund and School Fund of said county, have had the same under consideration, and beg leave to report the same back, with a substitute, with the recommendation that the substitute be adopted.

LUTTRELL, for Delegation.

Assembly bill No. 17, above reported, was taken up, substitute reported adopted, rules suspended, considered engrossed, read third time, and passed, Rule Number Thirty-Two suspended, and ordered sent to the Senate.

Mr. Brown of Contra Costa made a report from the Judiciary Committee.

[For report, see Appendix.]

Mr. Coghlan made the following report :

MR. SPEAKER:—The special committee to whom was referred Assembly bill No. 676, an Act to amend an Act entitled an Act to regulate the fees of certain officers of Solano County, having considered the same, beg leave to report it back, and recommend its passage.

COGHLAN, for Committee.

On motion of Mr. Pattison, Senate substitute for Senate bill No. 82, an Act to appropriate money for the payment of the claims of the California volunteers, was taken up.

Mr. Chappell moved to consider the bill in Committee of the Whole.

Mr. Brown of Contra Costa, moved to make the bill the special order for to-morrow at twelve o'clock M.

Messrs. Sherwood, Mace, and Bugbee, demanded the previous question.

Sustained.

Messrs. Downing, Ward, and Sawyer, demanded the ayes and noes, and the motion of Mr. Brown of Contra Costa to postpone was lost, by the following vote :

AYES—Messrs. Bledsoe, Bosquit, Braly, Brown of Contra Costa, Brown of Tulare, Downing, Hansbrow, Hearst, Hoag, Holden, Hopper, Sawyer, Sexton, and Taylor—14.

NOES—Messrs. Anthony, Ayer, Batchelder, Brown of Amador, Bugbee, Campbell, Chamberlain, Chappell, Coghlan, Collier, Corey, Dorr, Dornin, Dutton, Eagar, Goodall, Goodwin, Greene, Hamlin, Hatch, Hill, Hogle, Hollister, Howard, Huestis, Hunt of Santa Clara, Ireland, Kidder, Lee, Leech, Lemon, Long, Luttrell, Mace, Maholmb, McClelland, Meredith, Murch, Olds, Parrish, Pattison, Satterwhite, Sherwood, Smith of Butte, Smith of El Dorado, Steele, Stewart, Tilden, Ward, Wiggin, and Wilcox—51.

The motion of Mr Chappell prevailed, and the bill was considered in Committee of the Whole, (the Speaker in the Chair.)

IN ASSEMBLY.

Reported.

Mr. Brown of Contra Costa offered the following amendment: Amend section two by adding after the words "State Controller," in last line, the words "and all claims actually in the hands of soldiers, and presented by them or their agent or attorney in fact, for their individual personal service, shall be paid when presented, before any original claims are paid out of the three hundred thousand dollars herein mentioned."

The roll was called, and the amendment was rejected, by the following vote :

AYES—Messrs. Ayer, Batchelder, Bledsoe, Bosquit, Bowman, Brown of Contra Costa, Brown of Tulare, Bugbee, Chamberlain, Collier, Dornin, Downing, Greene, Hamlin, Hansbrow, Hatch, Hawkins, Hearst, Hoag, Hogle, Holden, Hopper, Huestis, Hunt of Sacramento, Hunt of Santa Clara, Ireland, Johnson, Lemon, Lupton, McClelland, Olds, Perrin, Reed, Sawyer, Sexton, Stewart, and Taylor—37.

NOES—Messrs. Anthony, Braly, Brown of Amador, Campbell, Chappell, Clayton, Coghlan, Corey, Dorr, Dutton, Dwyer, Eagar, Goodall, Goodwin, Hill, Hollister, Howard, Kidder, Lee, Leech, Luttrell, Mace, Maholmb, Meredith, Murch, Parrish, Pattison, Satterwhite, Sherwood, Singleton, Smith of Butte, Smith of El Dorado, Steele, Tilden, Ward, Wiggin, Wilcox, Wilson, and Mr. Speaker—39.

The bill was then read third time.

On the passage of the bill, Messrs. Holden, Brown of Contra Costa, and Downing, demanded the ayes and noes, and the bill was passed, by the following vote:

AYES—Messrs. Anthony, Ayer, Batchelder, Bosquit, Bowman, Braly, Brown of Amador, Brown of Contra Costa, Bugbee, Campbell, Chamberlain, Chappell, Clayton, Coghlan, Collier, Corey, Dorr, Dornin, Dutton, Dwyer, Eagar, Goodall, Goodwin, Greene, Hamlin, Hansbrow, Hatch, Hill, Hogle, Hollister, Hopper, Howard, Huestis, Hunt of Sacramento, Hunt of Santa Clara, Ireland, Johnson, Kidder, Lee, Leech, Lemon, Luttrell, Mace, Maholmb, McClelland, Meredith, Murch, Olds, Parrish, Pattison, Reed, Sawyer, Satterwhite, Sexton, Sherwood, Singleton, Smith of Butte, Smith of El Dorado, Steele, Stewart, Taylor, Tilden, Ward, Wiggin, Wilcox, Wilson, Zuck, and Mr. Speaker—68.

NOES—Messrs. Bledsoe, Brown of Tulare, Downing, Hawkins, Hearst, Hoag, Holden, and Lupton—8.

Mr. Sawyer gave notice of a motion to reconsider the above vote.

Mr. Corey, Chairman of the Committee on Enrolment, made the following report:

MR. SPEAKER:—The Committee on Enrolment have examined, and found correctly enrolled, Assembly bill No 417, an Act to extend the time for the erection of certain gas works in the City and County of San Francisco;

Also, Assembly bill No. 137, an Act supplementary to an Act entitled an Act to provide for a street railroad within the City and County of San Francisco, and other matters relating thereto, approved April twenty-first, eighteen hundred and sixty-three;

Also, Assembly bill No. 436, an Act concerning the Board of State Capitol Commissioners;

Also, Assembly bill No. 683, an Act to fix the compensation of the Board of Supervisors of Sonoma County, and to define their powers and duties;

Also, Assembly bill No. 464, an Act to fix the fees and compensation of certain officers in the County of San Joaquin;

Also, Assembly bill No. 217, an Act to authorize William Codington, Jonathan Clarke, Casper S. Ricks, T. D. Felt, and W. B. Dobyns, of Humboldt County, and Benjamin Burns, Hiram Willetts, and William Heizer, of Mendocino County, together with those whom they may

tlement on Eel River, to Long Valley, in Mendocino County, and to charge and collect toll thereon;

And on this, the twenty-seventh day of March, eighteen hundred and sixty-six, at twelve o'clock and ten minutes A. M., delivered the same to the Governor for his approval. COREY, Chairman.

Mr. Campbell introduced a bill for an Act amendatory of an Act, approved March thirty-first, eighteen hundred and sixty-three, to amend an Act in relation to public roads in the County of El Dorado and to the Road Fund of said county, approved February twenty-seventh, eighteen hundred and sixty-two.

Read first and second times, rules suspended, considered engrossed, read third time, and passed, Rule Number Thirty-Two suspended, and sent to the Senate.

SPECIAL ORDER.

The House took up the first special order of the day, Assembly bill, No. 548, an Act to change the time for holding municipal elections in the City and County of San Francisco, and to define the official terms of certain officers therein mentioned.

Mr. McClelland moved to indefinitely postpone the bill.

Messrs. Bowman, Dutton, and Meredith, demanded the previous question.

Upon which, Messrs. Hawkins, McClelland, and Bledsoe, demanded the ayes and noes, and the motion prevailed, by the following vote:

AYES—Messrs. Anthony, Ayer, Batchelder, Bosquit, Bowman, Brown of Amador, Bugbee, Clayton, Collier, Dorr, Dutton, Dwyer, Eagar, Goodall, Greene, Hamlin, Hansbrow, Hatch, Hill, Hogle, Howard, Hunt of Santa Clara, Ireland, Johnson, Leech, Meredith, Murch, Olds, Pattison, Smith of Butte, Smith of El Dorado, Taylor, Wiggin, Wilson, and Zuck—35.

NOES—Messrs. Bledsoe, Braly, Campbell, Chamberlain, Dornin, Downing, Goodwin, Hawkins, Hearst, Holden, Hopper, Lupton, Luttrell, Mace, Maholmb, McClelland, Parrish, Perrin, Satterwhite, Sexton, Sherwood, Stewart, Ward, and Wilcox—24.

Mr. Lupton moved a call of the House.

Lost.

The House refused to indefinitely postpone the bill.

The amendments reported by the committee were then adopted.

On the engrossment of the bill, Messrs. Holden, Lupton, and McClelland, demanded the ayes and noes, and the bill was ordered engrossed, by the following vote:

AYES—Messrs. Anthony, Ayer, Batchelder, Bosquit, Bowman, Brown of Contra Costa, Bugbee, Campbell, Chamberlain, Chappell, Collier, Dorr, Dornin, Dutton, Dwyer, Eagar, Goodall, Greene, Hamlin, Hansbrow, Hatch, Hill, Hogle, Howard, Hunt of Santa Clara, Ireland, Johnson, Kidder, Leech, Lemon, Meredith, Murch, Olds, Pattison, Perrin, Sherwood, Singleton, Smith of Butte, Smith of El Dorado, Stewart, Taylor, Wiggin, Wilson, and Zuck—44.

NOES—Messrs. Bledsoe, Braly, Brown of Amador, Downing, Goodwin, Hawkins, Hearst, Hoag, Holden, Hopper, Lupton, Luttrell, Mace, McClelland, Parrish, Satterwhite, Sexton, Ward, and Wilcox—19.

Mr. Clayton moved to suspend the rules, and consider the bill engrossed.

Mr. Holden rose to a point of order, viz: That the House had just ordered the bill engrossed.

Overruled.

Mr. Lupton moved a call of the House.

The House refused.

The hour of one o'clock P. M. having arrived, the House took its daily recess.

HOUSE RE-ASSEMBLED.

At two o'clock P. M., the House re-assembled.

Speaker in the Chair.

Roll called.

Quorum present.

On motion of Mr. Bowman, the second special order of the day was postponed until after the disposition of the bill.

Messrs. Eagar, Bugbee, and Meredith, demanded the previous question. Sustained.

On the motion to suspend the rules, Messrs. Holden, Brown of Tulare, and Hawkins, demanded the ayes and noes, and the House refused to suspend the rules, by the following vote:

AYES—Messrs. Anthony, Ayer, Batchelder, Bosquit, Bowman, Brown of Contra Costa, Campbell, Chamberlain, Chappell, Clayton, Collier, Corey, Dorr, Dornin, Dutton, Dwyer, Eagar, Goodall, Greene, Hamlin, Hansbrow, Hatch, Hill, Howard, Hunt of Santa Clara, Ireland, Leech, Lemon, Meredith, Murch, Olds, Pattison, Perrin, Reed, Sawyer, Sherwood, Singleton, Smith of Butte, Smith of El Dorado, Stewart, Taylor, Tilden, Wiggin, Wilson, and Zuck—44.

NOES—Messrs. Bledsoe, Braly, Brown of Tulare, Chase, Downing, Goodwin, Hawkins, Hearst, Hoag, Holden, Hollister, Hopper, Hunt of Sacramento, Long, Lupton, Luttrell, Mace, Maholmb, McClelland, Parrish, Peterson, Satterwhite, Sexton, Ward, and Wilcox—25.

The House then took up the special order set for two o'clock, substitute for Senate bill No. 216, an Act to amend an Act entitled an Act to provide revenue for the support of the government of this State, approved May seventeenth, eighteen hundred and sixty-one, and to repeal certain provisions of the revenue Acts of this State.

Mr. Anthony had leave of absence for the rest of the day.

Messrs. Sherwood, Singleton and Eagar, demanded the previous question.

The House refused to order the previous question.

The bill was further considered.

Mr. Hopper moved to indefinitely postpone the bill.

Messrs. Corey, Hill, and Eagar, demanded the previous question.

Sustained.

Upon the adoption of the amendment heretofore offered by Mr. McClelland, Messrs. Corey, Hill, and Eagar, demanded the ayes and noes, and the roll was called, and the amendment adopted, by the following vote:

AYES—Messrs. Ayer, Bledsoe, Bosquit, Braly, Brown of Contra Costa, Brown of Tulare, Chappell, Chase, Dorr, Dornin, Downing, Goodwin, Greene, Hawkins, Hill, Hoag, Holden, Hollister, Kidder, Leech, Long,

Lupton, Luttrell, Mace, Maholmb, McClelland, Meredith, Mureb, Parrish, Pattison, Peterson, Satterwhite, Sexton, Singleton, Smith of Butte, Smith of El Dorado, Steele, Stewart, Taylor, Tilden, Ward, Wiggin, and Wilcox—43.

NOES—Messrs. Batchelder, Bowman, Brown of Amador, Bugbee, Campbell, Chamberlain, Clayton, Coghlan, Collier, Corey, Dutton, Dwyer, Goodall, Hamlin, Hatch, Hearst, Hopper, Howard, Hunt of Santa Clara, Ireland, Lee, Lemon, Olds, Perrin, Reed, Sawyer, Zuck, and Mr. Speaker—28.

The amendment of Mr. Wiggin, as amended, was adopted.

The amendments reported by the Committee on Ways and Means were adopted, and the bill read third time.

The Speaker pro tem (Mr. Chappell in the Chair,) ruled the motion to indefinitely postpone out of order.

On the passage of the bill, Messrs. Wilcox, Hill, and Luttrell, demanded the ayes and noes, and the bill was passed, by the following vote :

AYES—Messrs. Ayer, Batchelder, Bledsod, Bosquit, Bowman, Brown of Contra Costa, Bugbee, Chamberlain, Chappell, Clayton, Collier, Dorr, Dornin, Downing, Dutton, Dwyer, Eagar, Greene, Hamlin, Hatch, Howard, Hunt of Santa Clara, Ireland, Kidder, Lecch, Long, Lupton, Maholmb, McClelland, Murch, Pattison, Perrin, Singleton, Smith of Butte, Smith of El Dorado, Steele, Stewart, Tilden, Wiggin, and Wilson—40.

NOES—Messrs. Braly, Brown of Amador, Brown of Tulare, Campbell, Chase, Coghlan, Corey, Goodall, Goodwin, Hawkins, Hearst, Hill, Hoag, Holden, Hopper, Huestis, Lee, Lemon, Luttrell, Mace, Meredith, Parrish, Peterson, Reed, Sexton, Taylor, Ward, Wilcox, Zuck, and Mr. Speaker—29.

Mr. Downing gave notice of a motion to reconsider the above vote.

Mr. Chappell introduced a bill for an Act to more clearly define the terms, "swamp and overflowed lands," and "salt marsh, and tide lands."

Read first and second times, and ordered on top of file for to-morrow.

Mr. Dornin, from the Committee on Enrolment, made the following report :

MR. SPEAKER:—The Committee on Enrolment have examined, and found correctly enrolled, Assembly bill No. 605, an Act granting to R. J. Vandewater, his associates, their successors or assigns, the right to construct, maintain, and operate a railroad in certain streets in the City of Oakland ;

Also, Assembly bill No. 329, an Act to confer additional powers on the Board of Supervisors of the City and County of San Francisco ;

Also, Assembly bill No. 576, an Act for the settlement of delinquent taxes for the year eighteen hundred and sixty-two, in the County of San Luis Obispo ;

And on this, the twenty-seventh day of March, eighteen hundred and sixty-six, presented the same to the Governor for his approval.

DORNIN, for Committee.

INTRODUCTION OF BILLS.

Bills were introduced as follows :

Mr. Greene had leave, upon a division, to introduce a bill for an Act to fix the salary of the District Attorney of the County of San Joaquin.

Read first and second times, and ordered on file.

Mr. Eagar had leave, upon a division, to introduce a bill for an Act to provide for the payment of any claims due, or hereafter to become due to the California volunteers under the Act for the relief of the enlisted men of the California volunteers in the service of the United States, approved April twenty-seventh, eighteen hundred and sixty-three, not now provided for by law.

Read first and second times, and referred to the Committee on Ways and Means, with instructions to report to-morrow.

By Mr. Sexton, for an Act to amend an Act to fix the fees and mileage of jurors in and for the District Court, County Court, and grand jury, in Placer County, approved February twenty-eighth, eighteen hundred and sixty-six.

Read first and second times, rules suspended, considered engrossed, read third time, and passed, and ordered transmitted to the Senate.

By Mr. Hill, for an Act concerning the official bonds of officers in and for the County of Santa Barbara.

Read first and second times, rules suspended, considered engrossed, read third time, and passed, and ordered transmitted to the Senate.

By Mr. Reed, for an Act to provide for the redemption of the warrants now outstanding or that may hereafter be outstanding against the Road Fund of the County of Yolo.

Read first and second times, rules suspended, considered engrossed, read third time, and passed, and ordered transmitted to the Senate.

By Mr. Lemon, for an Act to authorize the Supervisors of Solano County to transcribe and preserve such records of Solano County as said Supervisors may direct.

Read first and second times, rules suspended, considered engrossed, read third time, and passed, and ordered transmitted to the Senate.

By Mr. Taylor, for an Act to appropriate money to pay certain claims.

Read first and second times, and referred to the Committee on Claims.

At five o'clock and five minutes P. M., on motion of Mr. Smith of El Dorado, the House adjourned until seven o'clock this evening.

EVENING SESSION.

At seven o'clock P. M., the House met pursuant to adjournment.

Speaker in the Chair.

Roll called.

Quorum present.

On motion of Mr. Tilden, Senate substitute for Senate bill No. 213, an Act to reorganize and provide for the institution for the educational care of the deaf and dumb, and the blind, in the State of California, was taken up, read third time, and passed.

SPECIAL FILE.

Assembly bill No. 209, an Act to pay the claim of Placer County for money expended in contesting and preventing persons from obtaining patents to mineral lands in said county—substitute adopted, and considered in Committee of the Whole.

IN ASSEMBLY.

Reported, rules suspended, considered engrossed, read third time, and passed, and ordered sent to the Senate.

Assembly bill No 512, an Act to give further powers to the Board of Supervisors of the City and County of San Francisco—committee amendments adopted, rules suspended, considered engrossed, read third time, and passed.

Assembly bill No 510, an Act to amend an Act entitled an Act to fix and regulate the fees and salaries of officers in the City and County of San Francisco, approved May seventeenth, eighteen hundred and sixty-one—substitute reported by the delegation adopted, rules suspended, considered engrossed, read third time, and passed.

Assembly bill No. 505, an Act to provide for the measurement of wood in the City and County of San Francisco—indefinitely postponed.

Senate bill No 383, an Act to provide for relocating the county seat of the County of Marin by the qualified voters of said county—read third time, and passed.

Assembly bill No. 495, an Act to legalize and confirm the acts of the Board of Supervisors of Tehama County in making certain appointments—read third time, and passed.

Assembly bill No. 600, an Act to regulate the salary of the Superintendent of Common Schools in the County of Nevada, and defining his duties—read time, and passed.

Assembly bill No 555, an Act to authorize the Exempt Fire Company of San Francisco to receive and manage the San Francisco Fire Department Charitable Fund, and to receive from the City and County of San Francisco a house and lot for its use.

Mr Hansbrow offered a substitute.

Mr Holden moved to recommit, with special instructions to insert the substitute offered.

Messrs. Sherwood, Chamberlain, and Zuck, demanded the previous question.

Sustained

Upon the motion to recommit, Messrs Holden, Hansbrow, and Coghlan, demanded the ayes and noes, and the motion was lost, by the following vote :

AYES—Messrs. Bowman, Braly, Brown of Tulare, Chase, Clayton, Coghlan, Dorr, Downing, Hansbrow, Hatch, Hoag, Holden, Hopper, Huestis, Hunt of Sacramento, Lemon, Long, Lupton, Mace, Maholmb, Pattison, Sawyer, Smith of Butte, Smith of El Dorado, Wilcox, and Wilson—26.

NOES—Messrs. Anthony, Batchelder, Brown of Amador, Bugbeo, Campbell, Collier, Corey, Dutton, Dwyer, Eagar, Goodwin, Hamlin, Hawkins, Hearst, Howard, Hunt of Santa Clara, Ireland, McClelland, Meredith, Murch, Olds, Parrish, Satterwhite, Sexton, Sherwood, Single-ton, Steele, Taylor, Ward, Wiggin, and Zuck—31.

The bill was then read third time, and passed, and ordered sent to the Senate as quickly as possible.

Assembly bill No 275, an Act to authorize the Board of Supervisors of the City and County of San Francisco to construct a tunnel in said city and county—read third time, and passed.

Mr. Wilson, Chairman of the Committee on Engrossment, made the following report :

Mr SPEAKER :—The Committee on Engrossment have examined, and found correctly engrossed, Assembly bill No. 548, an Act to change the

time for holding municipal elections in the City and County of San Francisco, and to define the official terms of certain officers therein named.

WILSON, Chairman.

SPECIAL FILE RESUMED.

Assembly bill No. 670, an Act for the relief of A. H. Willard and J. B. Hartsough—considered in Committee of the Whole.

IN ASSEMBLY.

Reported, rules suspended, considered engrossed, read third time, and passed.

Assembly bill No. 635, an Act to aid the construction of the California, Idaho, and Montano Wagon Road—committee amendment adopted, and ordered on top of general file for to-morrow.

Assembly bill No. 616, an Act to authorize the establishment of a ferry at the confluence of the Sacramento and San Joaquin Rivers—returned to file.

Assembly bill No. 307, an Act for the relief of Wells, Fargo & Co.

Mr. Zuck moved to indefinitely postpone the bill.

The House so ordered.

Substitute for Assembly bill No. 599, an Act for the relief of the County of Marin—read third time, and passed, Rule Number Thirty-Two suspended, and ordered sent to the Senate.

Assembly bill No. 632, an Act to provide for the payment of the State's portion of the County Auditors' salaries in the Counties of Shasta and Plumas—read third time, and passed.

Assembly bill No. 673, an Act to aid in the construction of a railroad in Sonoma County—ordered engrossed.

Assembly bill No. 439, an Act for the relief of Charles T. Carvalho, Chinese Interpreter of the City and County of San Francisco—substitute reported by the delegation adopted, rules suspended, considered engrossed, read third time, and passed, Rule Number Thirty-Two suspended, and ordered sent to the Senate.

Mr. Sawyer offered a concurrent resolution granting leave of absence to J. G. Severance, District Attorney of Calaveras County.

Adopted.

Senate bill No. 265, an Act to accomplish drainage for the City of Sacramento, and to aid in the reclamation of Swamp Land District Number Two.

Mr. Hansbrow offered an amendment.

Messrs. Sherwood, Bugbee, and Mace, demanded the previous question.

Sustained.

The amendment offered by Mr. Hansbrow was then rejected.

Upon the indefinite postponement of the bill, as recommended by the committee, Messrs. Hopper, Maholmb, and Hansbrow, demanded the ayes and noes, and the bill was indefinitely postponed, by the following vote:

AYES—Messrs. Anthony, Ayer, Batchelder, Bledsoe, Bowman, Brown of Contra Costa, Brown of Tulare, Bugbee, Campbell, Chappell, Coghlan, Dorr, Downing, Dutton, Dwyer, Goodwin, Hogle, Holden, Hollister, Hunt of Santa Clara, Ireland, Kidder, Mace, Maholmb, Parrish, Peter-

son, Satterwhite, Sexton, Sherwood, Singleton, Smith of Butte, Smith of El Dorado, Stewart, Taylor, Tilden, Wiggin, and Wilcox—38

NOES—Messrs. Braly, Brown of Amador, Collier, Corey, Dornin, Hamlin, Hansbrow, Hatch, Hawkins, Hopper, Huestis, Hunt of Sacramento, Lupton, Meredith, Murch, Olds, Pattison, and Perrin—17.

Assembly bill No. 699, an Act providing for the granting of the right of way, and to construct a wharf, to the Pacific Terminus Railroad Company.

Mr. Reed moved to refer the bill to the Committee on Commerce and Navigation and the Chairman of the Judiciary Committee.

So ordered.

Assembly bill No. 704, an Act to further amend an Act to incorporate the City of Monterey, approved May eleventh, eighteen hundred and fifty-three, as amended March fourth, eighteen hundred and fifty-seven—rules suspended, considered engrossed, read third time, and passed.

Assembly bill No. 705, an Act granting leave of absence from this State to John Gannon, Sheriff and Tax Collector of Marin County—ordered engrossed

Assembly bill No. 707, an Act to pay the claim of John D. Crowley—considered in Committee of the Whole.

IN ASSEMBLY.

Reported, rules suspended, considered engrossed, read third time, and passed.

Assembly bill No. 581, an Act to define the limits and boundaries of the County of Marin.

Mr. Hoag moved to indefinitely postpone the bill.

Upon which, Messrs. Olds, Hopper, and Sherwood, demanded the ayes and noes, and the bill was indefinitely postponed, by the following vote:

AYES—Messrs. Ayer, Bledsoe, Braly, Brown of Tulare, Campbell, Chamberlain, Chase, Collier, Dorr, Dornin, Downing, Goodwin, Greene, Hansbrow, Hatch, Hearst, Hill, Hogle, Holden, Hollister, Howard, Hunt of Sacramento, Ireland, Kidder, Leech, Long, Lupton, Maholmb, McClelland, Murch, Parrish, Pattison, Peterson, Reed, Satterwhite, Sexton, Singleton, Smith of El Dorado, Stewart, Taylor, and Tilden—41.

NOES—Messrs. Batchelder, Bugbee, Coghlan, Corey, Hamlin, Hopper, Hunt of Santa Clara, Meredith, Olds, Perrin, Sherwood, and Wilson—12.

At ten o'clock P. M., Mr. Meredith moved to adjourn.

The House refused

Assembly bill No. 593, an Act to re-district the County of Santa Cruz, and to provide for the election of Supervisors—indefinitely postponed.

Assembly bill No. 491, an Act to amend an Act entitled an Act to prevent the trespassing of animals upon private property in the Counties of Santa Barbara, San Luis Obispo, and Monterey, approved February sixth, eighteen hundred and sixty-four—rules suspended, considered engrossed, read third time, and passed, Rule Number Thirty-Two suspended, and sent to the Senate.

On motion of Mr. Greene, Assembly bill No. 728, an Act to fix the salary of the District Attorney of the County of San Joaquin—was

taken up, rules suspended, considered engrossed, read third time, and passed, Rule Number Thirty-Two suspended, and ordered sent to the Senate.

Assembly bill No. 642, an Act to provide for a railroad within the City and County of San Francisco, to be called the Half Dime Railroad—the first amendment reported by the delegation rejected.

Mr. Wiggin moved to indefinitely postpone the bill.

Mr. Leech moved to place the bill on top of file for to-morrow.

Upon which, Messrs. Bowman, Meredith, and Eagar, demanded the ayes and noes.

At ten o'clock and ten minutes P. M., Mr. Sherwood moved to adjourn.

Ruled out of order.

Mr. Sherwood appealed.

The decision of the Chair was sustained.

Whereupon, the roll was called, and the House refused to postpone the bill, by the following vote:

AYES—Messrs. Bosquit, Bowman, Braly, Brown of Tulare, Dornin, Dwyer, Greene, Hatch, Hawkins, Holden, Hopper, Ireland, Kidder, Leech, Lemon, Lupton, Peterson, Stewart, Taylor, and Wilcox—20.

NOES—Messrs. Ayer, Batchelder, Bledsoe, Brown of Contra Costa, Bugbee, Campbell, Chamberlain, Chase, Clayton, Coghlan, Collier, Corey, Dorr, Dutton, Eagar, Goodall, Hamlin, Hansbrow, Hearst, Hill, Hoag, Howard, Hunt of Sacramento, Hunt of Santa Clara, Johnson, Long, Luttrell, Maholmb, McClelland, Mureh, Parrish, Pattison, Perrin, Reed, Satterwhite, Sexton, Sherwood, Singleton, Smith of Butte, Smith of El Dorado, Steele, Tilden, Wiggin, Wilson, and Zuck—45.

Mr. Sherwood again moved to adjourn.

The House refused.

Messrs. Chase, Luttrell, and Tilden, demanded the previous question.

Sustained.

On the motion to indefinitely postpone, Messrs. Bowman, Ireland, and Hawkins, demanded the ayes and noes, and the House refused, by the following vote:

AYES—Messrs. Campbell, Chase, Coghlan, Hearst, Hoag, Hunt of Sacramento, Johnson, Long, Sherwood, Tilden, Wiggin, Wilcox, and Zuck—13.

NOES—Messrs. Ayer, Batchelder, Bosquit, Bowman, Brown of Tulare, Bugbee, Chamberlain, Clayton, Collier, Dornin, Dwyer, Eagar, Goodall, Greene, Hamlin, Hansbrow, Hatch, Hawkins, Hill, Holden, Hopper, Howard, Hunt of Santa Clara, Ireland, Leech, Lemon, Lupton, Luttrell, McClelland, Meredith, Olds, Parrish, Pattison, Perrin, Peterson, Reed, Satterwhite, Sexton, Singleton, Smith of Butte, Smith of El Dorado, Steele, Stewart, Taylor, Wilson, and Mr. Speaker—46.

Mr. Sherwood moved to adjourn.

The House refused.

The amendments reported by the delegation were then adopted in gross, and the bill was ordered engrossed.

Mr. Clayton moved to suspend the rules, and consider the bill engrossed.

Messrs. Hunt of Santa Clara, Bugbee, and Sexton, demanded the previous question.

Sustained.

On the suspension of the rules, Messrs. Tilden, Wilcox, and Dorr, demanded the ayes and noes, and the House refused, by the following vote :

AYES—Messrs. Ayer, Batchelder, Bosquit, Bowman, Brown of Contra Costa, Chamberlain, Clayton, Collier, Dwyer, Eagar, Greene, Hamlin, Hansbrow, Hatch, Hawkins, Hunt of Santa Clara, Ireland, Lemon, Lupton, McClelland, Murch, Olds, Pattison, Perrin, Smith of El Dorado, Steele, and Stewart—27.

NOES—Messrs. Bledsoe, Brown of Tulare, Bugbee, Campbell, Chappell, Chase, Coghlan, Corey, Dorr, Dutton, Goodall, Goodwin, Hearst, Hill, Holden, Hollister, Hopper, Howard, Hunt of Sacramento, Johnson, Kidder, Long, Maholmb, Meredith, Parrish, Peterson, Reed, Sawyer, Satterwhite, Sexton, Sherwood, Singleton, Smith of Butte, Taylor, Tilden, Wiggin, Wilcox, Wilson, and Zuck—39.

Mr. Brown of Contra Costa made the following report :

MR. SPEAKER :—The Contra Costa delegation, to whom was referred Senate bill No. 246, an Act granting to F. K. Shattuck, William Hille-gass, J. H. Haste, and C. Kirke, their associates or assigns, the right to construct and maintain a tramroad from the Central Coal Mine at Mount Diablo, in Contra Costa County, to the San Joaquin River, and report the bill back to the Assembly, and recommend its passage.

BROWN, for Delegation.

Senate bill No. 245, above reported, was taken up, amendment adopted, read third time, and passed.

Senate bill No. 246, above reported, was taken up, amendment adopted, read third time, and passed.

Assembly bill No. 185, an Act to grant to certain parties the right to lay down, maintain, and use a railroad track within the City and County of San Francisco—committee amendments adopted, ordered engrossed, rules suspended, considered engrossed, read third time, and passed.

Mr. Wilcox gave notice of a motion to reconsider the vote by which the above bill was passed.

Assembly bill No. 675, an Act to alter the grades of certain streets and street crossings in the City and County of San Francisco—committee amendments adopted, rules suspended, considered engrossed, read third time, and passed, Rule Number Thirty-Two suspended, and ordered sent to the Senate.

At ten o'clock and thirty minutes P. M., Mr. Pattison moved to adjourn.

Upon which, Messrs. Pattison, Dornin, and Leece, demanded the ayes and noes, and the House refused, by the following vote :

AYES—Messrs. Ayer, Bowman, Braly, Chamberlain, Coghlan, Collier, Corey, Dornin, Hatch, Hoag, Hogle, Hunt of Santa Clara, Leece, Long, Meredith, Parrish, Pattison, Perrin, Peterson, Satterwhite, Sherwood, Singleton, Smith of El Dorado, and Taylor—24.

NOES—Messrs. Batchelder, Bosquit, Brown of Contra Costa, Brown of Tulare, Bugbee, Campbell, Chase, Clayton, Dutton, Dwyer, Goodall, Goodwin, Greene, Hamlin, Hawkins, Hearst, Hill, Holden, Hollister, Hopper, Howard, Ireland, Kidder, Lemon, Maholmb, McClelland, Murch, Olds, Sawyer, Sexton, Steele, Tilden, Wiggin, Wilcox, Wilson, Zuck, and Mr. Speaker—37.

Assembly bill No 298, an Act to regulate the practice of medicine in the City and County of San Francisco—ordered on file for to-morrow.

Assembly bill No. 684, an Act amendatory of and supplemental to an Act entitled an Act to provide for a railroad within the City and County of San Francisco, passed April seventeenth, eighteen hundred and sixty-one, and the Act amendatory thereof, passed March twenty-eighth, eighteen hundred and sixty-three—committee amendments adopted, rules suspended, considered engrossed, read third time, and passed.

Mr. Sawyer moved to take up Assembly bill No. 595, an Act fixing the boundaries of Placer County.

Upon which, Messrs Dornin, Leech, and Pattison, demanded the ayes and noes, and the roll was called, with the following result:

AYES—Messrs. Bosquit, Brown of Tulare, Bugbee, Campbell, Chase, Clayton, Coghlan, Eagar, Goodall, Goodwin, Hawkins, Hearst, Hill, Hoag, Holden, Hollister, Hopper, Ireland, Kidder, Lemon, Maholmb, McClelland, Murch, Olds, Parrish, Peterson, Reed, Sawyer, Sexton, Smith of Butte, Steele, Tilden, Wiggin, Wilcox, Wilson, and Mr. Speaker—36.

NOES—Messrs. Batchelder, Bowman, Collier, Corey, Dornin, Dutton, Dwyer, Hamlin, Hatch, Hogle, Hunt of Santa Clara, Leech, Meredith, Pattison, Perrin, Satterwhite, Sherwood, Smith of El Dorado, Stewart, and Taylor—20.

The Speaker having decided that the vote was sufficient to take up the bill, Mr. Leach appealed from the decision of the Chair.

The decision of the Chair was sustained.

At ten o'clock and forty minutes P. M., Mr. Leech moved to adjourn.

Upon which, Messrs. Leech, Dornin, and Pattison, demanded the ayes and noes, and the House refused, by the following vote:

AYES—Messrs. Bowman, Chamberlain, Collier, Corey, Dornin, Dwyer, Hatch, Hoag, Hogle, Howard, Hunt of Santa Clara, Leech, Meredith, Parrish, Pattison, Perrin, Peterson, Satterwhite, Sherwood, Smith of El Dorado, Stewart, and Taylor—22.

NOES—Messrs. Batchelder, Bosquit, Brown of Tulare, Bugbee, Campbell, Chappell, Chase, Clayton, Coghlan, Eagar, Goodall, Goodwin, Hansbrow, Hawkins, Hill, Holden, Hopper, Ireland, Kidder, Lemon, Maholmb, Murch, Reed, Sawyer, Sexton, Steele, Tilden, Wiggin, Wilcox, Wilson, Zuck, and Mr. Speaker—32.

Messrs. Chase, Hopper, and Hawkins, demanded the previous question. Sustained.

The bill was then read the third time.

On the passage of the bill, Messrs. Dornin, Meredith, and Leech, demanded the ayes and noes, and the bill was passed, by the following vote:

AYES—Messrs. Bosquit, Brown of Contra Costa, Brown of Tulare, Bugbee, Campbell, Chappell, Chase, Clayton, Coghlan, Eagar, Goodall, Hawkins, Hill, Holden, Hollister, Hopper, Ireland, Kidder, Lemon, Murch, Olds, Pattison, Reed, Sawyer, Sexton, Steele, Stewart, Taylor, Tilden, Wiggin, Wilcox, and Wilson—32.

NOES—Messrs. Batchelder, Bowman, Chamberlain, Collier, Corey, Dornin, Dutton, Dwyer, Hamlin, Hatch, Hoag, Hogle, Hunt of Santa Clara, Leech, Meredith, Parrish, Perrin, Peterson, Satterwhite, and Smith of El Dorado—20.

Mr. Pattison gave notice of a motion to reconsider the above vote.
At ten o'clock and fifty-five minutes P. M., on motion of Mr. Sawyer,
the House adjourned.

IN ASSEMBLY.

HOUSE OF ASSEMBLY,
Wednesday, March 28th, 1866. }

House met pursuant to adjournment.

Speaker in the Chair.

Roll called.

Quorum present.

Journal of yesterday read and approved.

Mr. Anthony had two days' leave of absence

Mr. Clayton, Chairman of the Committee on Commerce and Navigation, made the following report:

MR. SPEAKER:—The Committee on Commerce and Navigation have had under consideration Assembly bill No. 717, report it back with a substitute, and recommend the passage of the substitute.

CLAYTON, Chairman.

Assembly bill No. 717, above reported, was taken up, the substitute reported adopted, rules suspended, considered engrossed, and read third time.

Mr. Holden moved to refer the bill to the Committee on Swamp and Overflowed Lands.

Mr. Wilcox moved to place the bill on top of file for to-morrow.

So ordered.

The usual number of copies of the bill was ordered printed.

Mr. Sherwood moved to reconsider the vote whereby was passed substitute for Senate bill No 82. an Act to appropriate money for the payment of the claims of the California volunteers.

Lost.

Mr. Sexton moved to reconsider the vote whereby was passed Assembly bill No. 595, an Act fixing the boundaries of Placer County.

Mr. Pattison rose to a point of order, viz: that the bill being a special bill, it was not in order to consider it until the evening session, under the rule.

Overruled (the Speaker pro tem in the Chair.)

Mr. Pattison appealed.

The decision of the Chair was sustained.

The motion to reconsider was lost.

Mr. Holden presented a remonstrance from citizens of Mendocino County against the passage of a bill for the relief of John W. Morris, late Treasurer of said county.

REPORTS.

Mr. Chamberlain, Chairman of the Committee on Federal Relations, made the following report:

MR. SPEAKER :—The Committee on Federal Relations, to whom was referred the memorial to Congress for the sale of the coal lands in California, report the same back, with an amendment, and recommend its passage as amended.

CHAMBERLAIN, Chairman.

The memorial above reported was taken up, committee amendment adopted, read third time, and adopted.

Mr. Hunt of Santa Clara, Chairman of the Committee on Education, made the following report :

MR. SPEAKER :—The Committee on Education, to whom was referred Senate bill No. 413, an Act creating a Board of Education for the City of Oakland, respectfully beg leave to report the same back, and recommend its passage.

HUNT, Chairman.

Senate bill No. 413, above reported, was taken up, read third time, and passed

Mr. Leech, Chairman of the Committee on Military Affairs, made the following report :

MR. SPEAKER :—The Committee on Military Affairs, to whom was referred Assembly bill No. 301, report the same back, and recommend its reference to the Committee on Claims.

LEECH, Chairman.

Assembly bill No. 301, above reported, was so referred

Mr. Wilson, Chairman of the Committee on Engrossment, made the following report :

MR. SPEAKER :—The Committee on Engrossment have examined, and found correctly engrossed. Assembly bill No. 57, an Act to create a Board of Water Commissioners for the Counties of Fresno and Merced, and to define their powers and duties;

Also, Assembly bill No. 697, an Act to extend the time for completing the wagon and turnpike road between the Town of Millerton, in the County of Fresno, and the Town of Owensville, in the County of Mono;

Also, Assembly bill No. 700, an Act to reduce the county expenses in the County of Trinity;

Also, Assembly bill No. 656, an Act to authorize the parties therein named to construct and maintain a wharf in the Town of Benicia, Solano County;

Also, Assembly bill No. 706, an Act concerning hogs running at large in the County of Napa;

Also, Assembly bill No. 715, an Act to revive, re-enact, and continue in full force and effect an Act entitled an Act to fund the debt of the County of San Diego, and provide for the payment of the same, approved May fourth, eighteen hundred and fifty-five;

Also, Assembly bill No. 613, an Act amendatory of an Act fixing the number of officers and employes of the Senate and Assembly, to define their duties and to establish their pay, approved May twentieth, eighteen hundred and sixty-one.

WILSON, Chairman.

Mr. Smith of El Dorado introduced a concurrent resolution appointing W. B. Ewer Commissioner for the State of California to the World's Industrial Exhibition to be held in the City of Paris.

Adopted.

MESSAGE FROM THE SENATE.

The following message was received from the Senate :

SENATE CHAMBER,
March 27th, 1866. }

MR. SPEAKER :—The Senate, on yesterday, passed Senate bill No. 169, an Act for the government and maintenance of common schools in the City and County of San Francisco ;

Also, passed Senate bill No. 387, an Act to grant the right to construct and maintain a toll bridge across Feather River, near Oroville, in Butte County, to certain parties therein named ;

Also, passed Senate bill No. 363, an Act to extend the time for completing the turnpike road leading from Doshe's Store, in Ione Valley, to the Town of Jackson, in the County of Amador ;

Also, passed Senate bill No. 267, an Act to grant certain parties the right to construct and maintain a turnpike road in the Counties of Talare and Los Angeles ;

Also, passed Senate bill No. 394, an Act fixing the salary of the County Assessor of Butte County ;

Also, passed Senate bill No. 369, an Act to authorize the construction of a tramroad or railroad in the County of Contra Costa ;

Also, passed Senate bill No. 354, an Act authorizing final judgments quieting title to real estate in the City and County of San Francisco to be recorded in the office of the County Recorder of said city and county ;

Also, passed Senate bill No. 388, an Act to provide for the time of electing City Levee Commissioners of the City and County of Sacramento, and fixing their term of office ;

Also, passed Senate bill No. 344, an Act to amend section one hundred and twenty-one of the Act of May first, eighteen hundred and fifty-one, entitled an Act to regulate the settlement of the estates of deceased persons ;

Also, passed Assembly bill No. 218, an Act to provide for the construction of a turnpike road from Lake County across the mountain to Yolo County ;

Also, passed substitute for Assembly bill No. 311, an Act relating to the public roads in Lake County ;

Also, passed Assembly bill No. 594, an Act to amend an Act entitled an Act concerning roads and highways in the County of Placer, approved April twenty-fourth, eighteen hundred and sixty-four ;

Also, passed Assembly bill No. 329, an Act to confer additional powers upon the Board of Supervisors of the City and County of San Francisco ;

Also, passed substitute for Assembly bill No. 501, an Act extending the time for the payment of a debt of ten thousand dollars due from Alpine County to Amador County ;

Also, passed Assembly bill No. 545, an Act to regulate the salaries and compensation of certain officers in the County of Tehama ;

Also, passed Assembly bill No. 521, an Act to fix the compensation of officers in Monterey County, and make the County Clerk ex officio Recorder ;

Also, passed Assembly bill No. 485, an Act to repeal section twelve of

an Act entitled an Act to provide for the funding of the indebtedness of the County of Klamath, approved March thirty-first, eighteen hundred and fifty-seven;

Also, passed Assembly bill No. 484, an Act to amend an Act entitled an Act to authorize the Board of Supervisors of Klamath County to levy a special tax and create a Redemption Fund for the payment of county indebtedness, approved April tenth, eighteen hundred and sixty-two;

Also, passed Assembly bill No. 515, an Act supplementary to and amendatory of an Act entitled an Act to authorize the County of Placer to subscribe to the capital stock of the Central Pacific Railroad Company of California, and to provide for the payment of the same, and other matters relating thereto;

Also, passed Assembly bill No. 576, an Act for the settlement of delinquent taxes for the year eighteen hundred and sixty-two, in the County of San Luis Obispo;

Also, passed Assembly bill No. 574, an Act to authorize Joseph Morrill, John Montgomery, T. F. Miller, and others, to construct a wagon road from Susanville, in Lassen County, to the Owyhee River;

Also, passed Assembly bill No. 538, an Act to ratify and confirm a certain ordinance of the City of San José in relation to supplying the City of San José with water;

Also, passed Assembly bill No. 556, an Act fixing the compensation of the District Attorney of Nevada County;

Also, passed Assembly bill No. 560, an Act to legalize the acts and proceedings of the Trustees of the Town of Santa Barbara;

Also, passed Assembly bill No. 584, an Act authorizing the Auditor and Treasurer of Mendocino County to purchase certain books for the use of their offices;

Also, passed Assembly bill No. 573, an Act to amend an Act to incorporate the City of Sacramento, approved April twenty-fifth, eighteen hundred and sixty-three;

Also, passed Assembly bill No. 605, an Act granting to R. J. Vandewater and associates the right to construct and maintain and operate a railroad in certain streets in the City of Oakland;

Also, passed Assembly bill No. 637, an Act to provide for the construction of a wagon and turnpike road from the San Joaquin River to Owens River;

Also, passed Assembly bill No. 279, an Act to authorize the administrator of the estate of Thomas G. Sanford, deceased, to sell and convey certain real estate;

Also, passed Assembly bill No. 539, an Act to prevent the destruction of fish in the waters of Bolinas Bay, in Marin County;

Also, passed with amendments, in which the concurrence of the Assembly is respectfully asked, Assembly bill No. 440, an Act to incorporate the Town of Santa Clara;

Also, passed with amendments, in which the concurrence of the Assembly is respectfully asked, Assembly bill No. 422, an Act to authorize and empower the Board of Supervisors of the City and County of San Francisco to modify the grade of certain streets in said city and county;

Also, concurred in Assembly concurrent resolution No. 71, authorizing the Controller to draw his warrant in favor of Andrew J. Marsh, for services as Clerk and shorthand reporter for special committee.

CHAS. W. GORDON,
Assistant Secretary.

Mr. Bugbee moved to refer the Senate substitute for Senate bill No. 109, above reported, to the Committee on Education, with instructions to report to-morrow.

Mr. Clayton moved to place the bill on file.

Messrs Coghlan, Eagar, and Hill, demand the previous question.

So ordered.

On the motion to refer with instructions, Messrs. Dwyer, Lupton, and Wiggin, demanded the ayes and noes, and it was so ordered, by the following vote:

AYES—Messrs Ayer, Batchelder, Bosquit, Brown of Contra Costa, Bugbee, Campbell, Chamberlain, Chappell, Coghlan, Collier, Dorr, Eagar, Goodall, Greene, Hamlin, Hansbrow, Hatch, Hogle, Hollister, Huestis, Hunt of Sacramento, Hunt of Santa Clara, Ireland, Leech, Lemon, Maholmb, Meredith, Murch. Olds, Perrin, Peterson, Sherwood, Singleton, Smith of Butte, Smith of El Dorado, Steele, Stewart, Taylor, and Wilson—39.

NOES—Messrs. Bledsoe, Braly, Brown of Amador, Brown of Tulare, Clayton, Corey, Dornin, Downing, Dwyer, Goodwin, Hawkins, Hearst, Hill, Holden, Hopper, Howard, Kidder, Lee, Lupton, Luttrell, Mace, McClelland, Parrish, Pattison, Satterwhite, Sexton, Ward, and Wiggin—28.

Mr. Eagar, Chairman of the Committee on Ways and Means, made the following report:

MR. SPEAKER:—The Committee on Ways and Means, to whom was referred Assembly bill No. 729, an Act to provide for the payment of any claims due or hereafter to become due to California volunteers under the Act for the relief of the enlisted men of the California volunteers in the service of the United States, approved April twenty-seventh, eighteen hundred and sixty-three, not now provided for by law, having had the same under consideration, report it back, and recommend its passage.

EAGAR, Chairman.

Mr. Chappell moved to take up Assembly bill No. 729, above reported.

Mr. Holden moved to place the bill on top of file for to-morrow.

Messrs. Hill, Eagar, and Chamberlain, demanded the previous question.

So ordered.

The motion to place the bill on top of file for to-morrow was lost.

On the motion of Mr. Chappell to take up the bill, Messrs. Sawyer, Holden, and Hopper, demanded the ayes and noes, the rule was suspended, and the bill taken up, by the following vote:

AYES—Messrs. Ayer, Bosquit, Bowman, Braly, Brown of Amador, Brown of Contra Costa, Bugbee, Campbell, Chappell, Clayton, Coghlan, Dorr, Dornin, Dutton, Dwyer, Eagar, Goodall, Goodwin, Hamlin, Hansbrow, Hatch, Hill, Hollister, Howard, Huestis, Ireland, Johnson, Kidder, Lee, Leech, Lemon, Luttrell, Mace, Maholmb, Meredith, Olds, Parrish, Pattison, Peterson, Satterwhite, Sexton, Sherwood, Singleton, Smith of Butte, Smith of El Dorado, Steele, Stewart, Tilden, Ward, Wiggin, Wilcox, Wilson, and Mr. Speaker—53.

NOES—Messrs. Batchelder, Bledsoe, Brown of Tulare, Chamberlain, Collier, Corey, Downing, Hawkins, Hoag, Hogle, Holden, Hopper, Hunt of Sacramento, Long, Lupton, Murch, Perrin, Sawyer, and Taylor—19.

Messrs. Eagar, Goodall, and Sherwood, demanded the previous question.

Upon which, Messrs. Holden, Brown of Tulare, and Hawkins, demanded the ayes and noes, and the previous question was ordered, by the following vote:

AYES—Messrs. Bosquit, Brown of Amador, Campbell, Chamberlain, Chappell, Clayton, Dorr, Dutton, Dwyer, Eagar, Goodall, Goodwin, Hamlin, Hansbrow, Hatch, Hill, Hollister, Howard, Huestis, Hunt of Sacramento, Ireland, Johnson, Kidder, Lee, Leech, Lemon, Mace, Maholmb, Meredith, Murch, Olds, Parrish, Pattison, Peterson, Satterwhite, Sexton, Sherwood, Singleton, Smith of Butte, Smith of El Dorado, Steele, Stewart, Tilden, Ward, Wiggin, Wilcox, and Wilson—48.

NOES—Messrs. Bledsoe, Braly, Brown of Tulare, Coghlan, Collier, Downing, Hawkins, Hearst, Hoag, Holden, Lupton, and Sawyer—12.

On suspending the rules, and considering the bill engrossed, as moved by Mr. Chappell, Messrs. Hopper, Sawyer, and Holden, demanded the ayes and noes, and it was so ordered, by the following vote:

AYES—Messrs. Ayer, Bosquit, Braly, Brown of Amador, Bugbee, Campbell, Chamberlain, Chappell, Clayton, Coghlan, Collier, Corey, Dorr, Dutton, Dwyer, Eagar, Goodall, Goodwin, Hamlin, Hansbrow, Hatch, Hill, Hollister, Howard, Huestis, Hunt of Sacramento, Ireland, Johnson, Kidder, Lee, Leech, Lemon, Mace, Maholmb, Meredith, Murch, Olds, Parrish, Pattison, Peterson, Satterwhite, Sexton, Sherwood, Singleton, Smith of Butte, Smith of El Dorado, Steele, Stewart, Tilden, Ward, Wiggin, Wilcox, and Wilson—54.

NOES—Messrs. Bledsoe, Brown of Tulare, Downing, Hawkins, Hearst, Hoag, Holden, Hopper, Lupton, Perrin, and Sawyer—11.

The bill was then read third time, and passed, and on motion of Mr. Eagar, was ordered sent to the Senate immediately.

SPECIAL ORDER.

The hour of twelve o'clock M. having arrived, the House took up the special order of the day, Assembly bill No. 724, an Act to provide for the selection of the lands donated to the State of California by Act of Congress, approved July second, eighteen hundred and sixty-two, for the endowment of colleges for the benefit of agriculture and the mechanic arts, and all land that may be granted to the State for like purposes.

Mr. Hill moved to postpone the bill.

The House refused.

The rules were suspended, the bill considered engrossed, read third time, and passed, Rule Number Thirty-Two suspended, and ordered sent to the Senate.

FURTHER REPORTS.

Mr. Corey, Chairman of the Committee on Enrolment, made the following report:

Mr SPEAKER:—The Committee on Enrolment have examined, and found correctly enrolled. Assembly bill No. 279, an Act to authorize the administrator of the estate of Thomas G. Sanford, deceased, to sell and convey certain real estate;

Also, Assembly bill No. 484, an Act to amend an Act entitled an Act to authorize the Board of Supervisors of Klamath County to levy a special tax and create a Redemption Fund for the payment of county indebtedness, approved April tenth, eighteen hundred and sixty-two;

Also, Assembly bill No. 515, an Act supplementary to and amendatory of an Act entitled an Act to authorize the County of Placer to subscribe to the capital stock of the Central Pacific Railroad Company of California, and to provide for the payment of the same, and other matters relating thereto;

Also, Assembly bill No. 573, an Act to amend an Act to incorporate the City of Sacramento, approved April twenty-fifth, eighteen hundred and sixty-three;

Also, Assembly bill No. 501, an Act extending the time for the payment of a debt of ten thousand dollars due from Alpine County to Amador County;

Also, Assembly bill No. 637, an Act to provide for the construction of a wagon road from the San Joaquin River to Owens River;

Also, Assembly bill No. 539, an Act to prevent the destruction of fish in the waters of Bolinas Bay, in Marin County;

Also, Assembly bill No. 393, an Act to authorize the guardians of James Smith, a minor, to sell certain real estate at private sale;

Also, Assembly bill No. 560, an Act to legalize the acts and proceedings of the Trustees of the Town of Santa Barbara;

Also, Assembly bill No. 556, an Act fixing the compensation of the District Attorney of Nevada County;

Also, Assembly bill No. 538, an Act to ratify and confirm a certain ordinance of the City of San José in relation to supplying the City of San José with water;

Also, Assembly bill No. 584, an Act authorizing the Auditor and Treasurer of Mendocino County to purchase certain books for the use of their offices;

Also, Assembly bill No. 134, an Act to amend an Act entitled an Act to fix the compensation of the District Attorney of the County of Contra Costa, approved February ninth, eighteen hundred and sixty;

Also, Assembly bill No. 525, an Act granting the right to construct and maintain a fish trap, or weir, in the Straits of Carquinez, in Contra Costa County;

Also, Assembly bill No. 521, an Act to fix the compensation of officers in Monterey County, and make the County Clerk ex officio Recorder;

Also, Assembly bill No. 714, an Act amendatory of and supplementary to an Act entitled an Act for the preservation of seals, or sea lions, at and near the entrance to the Harbor of San Francisco, approved April eighteenth, eighteen hundred and sixty-three;

Also, Assembly bill No. 485, an Act to repeal section twelve of an Act entitled an Act to provide for the funding of the indebtedness of the County of Klamath, approved March thirty-first, eighteen hundred and fifty-seven;

Also, Assembly bill No. 160, an Act entitled an Act to require the District Attorney of Merced County to reside at the county seat of said county;

Also, Assembly bill No. 544, an Act to authorize and require the Supervisors of Solano County to pay certain claims;

And on this, the twenty-eighth day of March, eighteen hundred and sixty-six, at eleven o'clock and thirty minutes A. M., delivered the same to the Governor for his approval.

COREY, Chairman.

Mr. Singleton, from the Committee on Engrossment, made the following report:

Mr. SPEAKER:—The Committee on Engrossment have examined, and found correctly engrossed, Assembly bill No. 344, an Act to provide for the settlement of certain land claims within the City and County of San Francisco.

SINGLETON, for Committee.

CONSIDERATION OF SENATE MESSAGE.

Senate bill No. 267, above reported, read first and second times, and referred to the Tulare and Los Angeles delegations.

Senate substitute for Senate bill No. 363, above reported, read first and second times, rules suspended, read third time, and passed.

Senate bill No. 387, above reported, read first and second times, rules suspended, read third time, and passed.

Senate bill No. 394, above reported, read first and second times, rules suspended, read third time, and passed.

Senate substitute for Senate bill No. 354, above reported, read first and second times, rules suspended, read third time, and passed.

Mr. Holden gave notice of a motion to reconsider the vote by which the above bill was passed.

Senate bill No. 388, above reported, read first and second times, and referred to the Sacramento delegation.

Senate bill No. 360, above reported, read first and second times, rules suspended, read third time, and passed.

Senate substitute for Senate bill No. 344, above reported, read first and second times, and referred to the Judiciary Committee.

The House concurred in Senate amendment to Assembly bill No. 422, above reported.

The House concurred in Senate amendment to Assembly bill No. 440, above reported.

MESSAGES FROM THE SENATE.

The following messages were received from the Senate:

SENATE CHAMBER,
March 27th, 1866. }

Mr. SPEAKER:—The Senate, on yesterday, passed Senate bill No. 446, an Act supplementary to and amendatory of the various Acts regulating elections, and to repeal certain laws on the subject;

Also, this day passed, with amendments, substitute for Assembly bill No. 405, an Act to provide for changing the location of the California institution for the education of the deaf, dumb, and blind, and respectfully ask the concurrence of the Assembly in the amendments;

Also, passed Assembly bill No. 358, an Act to amend an Act entitled

an Act to provide revenue for the support of the government of this State, passed May seventeenth, eighteen hundred and sixty-one;

Also, passed Assembly bill No. 640, an Act to appropriate money for contingent expenses of the Legislature.

CHAS. W. GORDON,
Assistant Secretary.

SENATE CHAMBER, }
March 28th, 1866. }

Mr SPEAKER :—The Senate, on yesterday, passed Senate bill No. 405, an Act to confirm a certain deed of the Public Administrator of the City and County of San Francisco;

Also, passed Senate bill No. 366, an Act to authorize Romualdo Pacheco to mortgage or sell the property of his infant children;

Also, passed Senate bill No. 422, an Act concerning the Napa Valley Railroad, authorizing an election, and other matters relating thereto;

Also, passed Senate bill No. 423, an Act for the construction and maintenance of a macadamized road within the limits of the County of Napa, and submit the same to the electors of said county;

Also, passed Senate bill No. 424, an Act to authorize the Board of Supervisors of Napa County to levy a tax to construct a fire engine house and repair the engine in Napa;

Also, passed Senate bill No. 426, an Act to authorize the Board of Supervisors of the County of Calaveras to take and subscribe fifty thousand dollars to the capital stock of the Stockton and Copperopolis Railroad Company, and to provide for the payment of the same, and other matters relating thereto;

Also, passed Senate bill No. 428, an Act entitled an Act to authorize certain persons to construct a watercourse from the Yuba River to the City of Marysville;

Also, passed Senate bill No. 431, an Act supplemental to an Act to provide for the incorporation of the City of Yreka, approved April twenty-first, eighteen hundred and fifty-seven, and an Act supplemental thereto and amendatory thereof, approved April twenty-eighth, eighteen hundred and sixty;

Also, passed Senate bill No. 434, an Act to authorize Robert Stewart to construct and maintain a turnpike road from C. Foster's to Antelope Springs, in the County of Amador;

Also, passed Senate bill No. 436, an Act to authorize James Miller and N. J. Pishon to maintain a ferry across the Colorado River;

Also, passed Senate bill No. 437, an Act to re-enact section one of an Act entitled an Act providing for the government of the County of Sacramento;

Also, passed memorial to Congress in behalf of settlers on lands covered by the Arroyo Seco Grant;

Also, passed Assembly bill No. 558, an Act amendatory of and supplemental to an Act entitled an Act for the better protection of the Treasury of the County of Placer, approved April sixth, eighteen hundred and sixty-three;

Also, passed Assembly bill No. 343, an Act to legalize an order of the Board of Supervisors of the City and County of San Francisco granting the use of certain streets to the Front street, Mission and Ocean Railroad Company;

Also, passed Assembly bill No. 602, an Act to further regulate the collection of taxes in Sierra County;

Also, passed Assembly bill No. 562, an Act to authorize J. Henry Wood and A. N. Wood, with their associates and assigns, to construct and maintain a turnpike road in the County of Fresno;

Also, passed Assembly bill No. 483, an Act to authorize the parties therein named to construct and maintain a wharf in the Town of Benicia, Solano County;

Also, passed Assembly bill No. 622, an Act to amend an Act entitled an Act to authorize the Board of Supervisors of the County of Stanislaus to take and subscribe twenty-five thousand dollars to the capital stock of the Stockton and Copperopolis Railroad Company, and to provide for the payment of the same, and other matters relating thereto, approved April seventeenth, eighteen hundred and sixty-three;

Also, passed Assembly bill No. 647, an Act to amend an Act entitled an Act concerning roads and highways in the Counties of Shasta and Trinity, approved March twenty-eighth, eighteen hundred and sixty-three;

Also, passed Assembly bill No. 490, an Act relative to the Board of Supervisors of Amador County;

Also, passed Assembly bill No. 528, an Act to amend an Act entitled an Act amendatory of an Act entitled an Act to define the boundaries and provide for the organization of Lake County;

Also, passed Assembly bill No. 273, an Act to amend an Act entitled an Act amendatory of Article IV of an Act entitled an Act to repeal the several charters of the City and County of San Francisco, to establish the boundaries of the City and County of San Francisco, and to consolidate the government thereof, approved April nineteenth, eighteen hundred and fifty-six, repealing sections thirty-six to sixty-four inclusive, and Acts and parts of Acts amendatory and supplementary thereof, and substituting this Act for said Article IV, approved April twenty-fifth, eighteen hundred and sixty-two;

Also, passed Assembly bill No. 547, an Act for the relief of T. M. Brown;

Also, passed Assembly bill No. 568, an Act concerning roads and highways in the Counties of Klamath and Del Norte;

Also, passed Assembly bill No. 570, an Act to amend an Act entitled an Act concerning the collection of poll taxes, license taxes, and foreign miners' licenses in the County of Sierra;

Also, passed Assembly bill No. 571, an Act to provide for the division of Sutter County into assessment districts for the election of District Assessors, and to define their duties, liabilities, and compensation;

Also, passed Assembly bill No. 669, an Act providing for the location and survey of a public highway from Suisun City, in Solano County, to Knoxville, in Lake County;

Also, passed Assembly bill No. 541, an Act to amend an Act entitled an Act creating the offices of Township Collectors and Assessors in the Counties of El Dorado and Amador, approved April twenty-fifth, eighteen hundred and sixty-two, and an Act amendatory thereof, approved April fourth, eighteen hundred and sixty-four;

Also, passed Assembly bill No. 621, an Act to amend an Act to fix the compensation of the Board of Supervisors of Yolo County, approved February sixth, eighteen hundred and sixty-four;

Also, passed Assembly bill No. 345, an Act for the relief of S. F. Doane;

Also, passed Assembly bill No. 223, an Act to pay the claim of G. J. Overshiner;

Also, passed Assembly bill No. 446, an Act to authorize the Controller of State to issue a duplicate warrant to John Gierl;

Also, passed Assembly bill No. 596, an Act to authorize certain parties to construct a wharf;

Also, passed Assembly bill No. 619, an Act to amend an Act entitled an Act to organize the County of Plumas out of a portion of Butte County;

Also, passed, Assembly bill No. 660, an Act authorizing the Board of Supervisors of Plumas County to aid in constructing certain wagon roads;

Also, passed Assembly bill No. 612, an Act to confer certain powers on night watchmen in Calaveras County;

Also, passed Assembly bill No. 492, an Act authorizing the Board of Supervisors of Plumas County to appropriate certain moneys;

Also, passed Assembly bill No. 410, an Act concerning roads and highways in the County of Santa Clara;

Also, passed Assembly bill No. 451, an Act concerning the office of Sheriff of the City and County of San Francisco;

Also, passed Assembly bill No. 480, an Act in relation to the office of Tax Collector of the City and County of San Francisco;

Also, passed Assembly bill No. 604, an Act to allow the Western Pacific and the San Francisco and San José Railroad Companies, and other parties, the right to take gravel from the channel of Coyote Creek, in the County of Santa Clara;

Also, passed Assembly bill No. 688, an Act to establish public pounds, and for the better securing of estrays in the County of San Joaquin;

Also, passed Assembly bill No. 650, an Act concerning the fees of the Coroner of the City and County of San Francisco;

Also, passed Assembly bill No. 159, an Act to change the name of the Kohler Brothers Silver Mining Company;

Also, passed Assembly bill No. 527, an Act granting the right to construct a toll bridge across the Guallalla River;

Also, passed Assembly bill No. 438, an Act to authorize the Pacific Accumulation Loan Company to change its name;

Also, passed Assembly bill No. 580, an Act relating to the public schools in certain counties of this State;

Also, passed Assembly bill No. 263, an Act to amend an Act entitled an Act to authorize the incorporation of canal companies and the construction of canals;

Also, passed, with amendments, Assembly bill No. 272, an Act to regulate fees in office in the County of Siskiyou, and respectfully ask concurrence of Assembly in amendments;

Also, passed, with amendments, Assembly bill No. 543, an Act to regulate fees in office of the County Assessor, County Treasurer, and Tax Collector, in the County of Siskiyou, and respectfully ask concurrence of Assembly in amendments;

Also, passed Assembly bill No. 476, an Act to authorize W. G. Hunt, L. M. Curtis, and others, to construct a lock in Cache Creek, at or near the outlet of Clear Lake, in Lake County;

Also, passed Assembly bill No. 645, an Act to incorporate the Town of Santa Cruz;

Also, struck the enacting clause from Assembly bill No. 615, an Act in relation to elections in the County of Mendocino, and canvassing the returns thereof, of which action I am directed to inform the Assembly;

Also, on the twentieth instant, refused to adopt the majority report of the Committee of Free Conference on Assembly bill No. 189, known as the Eight Hour Law, and also refused to recede from its amendments.

CHAS. W. GORDON.

Assistant Secretary.

CONSIDERATION OF SENATE MESSAGES.

The House concurred in Senate amendment to Assembly bill No. 640, above reported.

The House concurred in Senate amendment to Assembly bill No. 358, above reported.

The House concurred in Senate amendment to Assembly bill No. 405, above reported.

The House concurred in Senate amendment to Assembly bill No. 172, above reported.

The House concurred in Senate amendment to Assembly bill No. 543, above reported.

The House concurred in Senate amendment to Assembly bill No. 476, above reported.

The House concurred in Senate amendment to Assembly bill No. 645, above reported.

Senate bill No. 405, above reported, read first and second times, rules suspended, read third time and passed.

Senate bill No. 336, above reported, read first and second times, rules suspended, read third time, and passed.

Senate bill No. 422, above reported, read first and second times, rules suspended, read third time, and passed.

Senate bill No. 423, above reported, read first and second times, rules suspended, read third time, and passed.

Senate bill No. 424, above reported, read first and second times, rules suspended, read third time, and passed.

Senate bill No. 428, above reported, read first and second times, rules suspended, read third time, and passed.

Senate bill No. 431, above reported, read first and second times, rules suspended, read third time, and passed.

Senate bill No. 446, above reported, read first and second times, and referred to the Committee on Elections.

Senate bill No. 426, above reported, read first and second times, and referred to the Calaveras delegation.

Senate bill No. 434, above reported, read first and second times, and referred to the Amador delegation.

Senate bill No. 436, above reported, read first and second times, and referred to the Committee on Commerce and Navigation.

Senate bill No. 437, above reported, read first and second times, and referred to the Sacramento delegation.

The memorial to Congress and concurrent resolution, above reported, read first and second times, rules suspended, read third time, and adopted.

Mr. Lemon offered the following resolution :

Resolved, That the remonstrance of the citizens of Suisun City against granting an exclusive privilege to convey water to Suisun, be immediately transmitted to the Senate.

Adopted.

Mr. Wiggin made the following report:

MR. SPEAKER:—The San Francisco delegation, to whom was referred Assembly bill No 598, an Act granting to certain persons therein named the right to lay a railroad track along certain streets in the City and County of San Francisco, have had the same under consideration, report the bill back, with amendments, and recommend its passage as amended.
WIGGIN, for Delegation.

Mr. Dwyer introduced a bill for an Act for the better protection of hotel, inn, and boarding-house keepers.

Read first and second times, and ordered on file.

Mr. Bowman made the following report:

MR. SPEAKER:—The San Francisco delegation, to whom was referred Assembly bill No. 665, report the same back, with a substitute, and recommend the passage of the substitute.

BOWMAN, for Delegation.

Mr. Eagar verbally reported Assembly bill No. 638, an Act making common carriers liable for the loss of passengers, with amendments, and recommended the passage of the bill as amended.

Mr. Wiggin introduced a bill for an Act to authorize Irwin Davis, Charles H. Simpkins, and C. L. Low, to lay down water pipes in the public streets of the City and County of San Francisco.

Read first and second times, and ordered on special file.

Mr. Greene offered the following resolution:

Resolved, That a special committee of three be appointed to inquire into the amount of copying to be done for the Appendix of the Assembly after the adjournment, and report the same back to the Assembly on Friday morning next.

Adopted.

The Chair appointed Messrs. Greene, Eagar, and Wilcox, such special committee.

Mr. Hansbrow made the following report:

MR. SPEAKER:—The committee to whom was referred Senate bill No. 343, an Act relating to the appointment of a Clerk for the Police Court in the City of Sacramento, have had the same under consideration, and for the reason that no expense is incurred to the city or county by the appointment of said Clerk, the committee report the same back, and recommend its passage.

HANSBROW, for Committee.

Mr. Reed introduced a bill for an Act to authorize the Union Park Association to remove certain obstructions.

Read first and second times, rules suspended, considered engrossed, read third time, and passed, and ordered sent to the Senate.

Mr. McClelland offered the following resolution:

Resolved, That the Controller of State be and is hereby authorized and

directed to draw his warrant on the Contingent Fund of the Assembly in favor of W. P. Tilden and J. L. Downing, each for the sum of fifty-three dollars and twenty cents, the same being for mileage due them for committee duties to San Francisco and back.

Adopted.

The hour of one o'clock p. m., having arrived, the House took its usual recess.

HOUSE RE-ASSEMBLED.

At two o'clock p. m., the House re-assembled.

Speaker in the Chair.

Roll called.

Quorum present.

GENERAL FILE.

Assembly bill No. 635, an Act to aid the construction of the California, Idaho, and Montana Wagon Road.

On the engrossment of the bill, Messrs Clayton, Lemon, and Perrin, demanded the ayes and noes, and the bill was ordered engrossed, by the following vote:

AYES—Messrs. Bosquit, Braly, Brown of Tulare, Chappell, Chase, Coghlan, Dorr, Downing, Goodwin, Hansbrow, Hatch, Hogle, Hollister, Innes, Hunt of Sacramento, Kidder, Luttrell, Mace, Maholmb, McClelland, Meredith, Murch, Olds, Peterson, Reed, Satterwhite, Sexton, Sherwood, Singleton, Smith of Butte, Smith of El Dorado, Steele, Stewart, Tilden, Ward, Wilcox and Mr Speaker—37

NOES—Messrs. Ayer, Batchelder, Bledsoe, Bowman, Brown of Contra Costa, Campbell, Clayton, Collier, Corey, Dwyer, Hamlin, Hopper, Howard, Ireland, Lemon, Pattison, Perrin, and Wiggin—18.

Mr. Downing moved to suspend the rules, and consider the bill engrossed

Upon which, Messrs. Perrin, Ireland, and Dwyer, demanded the ayes and noes

On motion of Mr. Chappell, the vote whereby the bill was ordered engrossed, was reconsidered.

Mr. Smith of Butte offered the following amendment to section six: "*Provided*, that the State in no way shall be hable for the principal of said bonds."

Adopted.

Mr. Brown of Contra Costa offered the following: Amend section one, lines eight and nine, by striking out the words "payable at the State Treasury," and insert "payable by the said road company."

To which Mr. Downing offered the following: "To be payable at the State Treasury, out of funds to be furnished by said company."

Adopted.

The amended amendment was adopted.

On the motion to suspend the rules and consider the bill engrossed, the roll was called, and the motion was lost, by the following vote, the House having refused to excuse Mr. Holden from voting:

AYES—Messrs. Bosquit, Brown of Tulare, Chappell, Chase, Coghlan, Dorr, Downing, Goodwin, Hansbrow, Hatch, Hogle, Holden, Hollister,

Huestis, Hunt of Sacramento, Hunt of Santa Clara, Kidder, Lee, Long, Luttrell, Mace, Maholmb, McClelland, Meredith, Murch, Olds, Peterson, Satterwhite, Sherwood, Singleton, Smith of Butte, Smith of El Dorado, Steele, Stewart, Tilden, Ward, Wilcox, and Wilson—38.

NOES—Messrs. Ayer, Batchelder, Bowman, Braly, Brown of Contra Costa, Campbell, Chamberlain, Clayton, Collier, Corey, Dutton, Dwyer, Greene, Hamlin, Hawkins, Hearst, Hopper, Howard, Ireland, Perrin, and Zuck—21.

The bill was then ordered engrossed.

Assembly bill No. 727, an Act to more clearly define and interpret the terms "swamp and overflowed lands," and "salt marsh, and tide lands."

Mr. Dutton moved to indefinitely postpone the bill.

Mr. Brown of Amador had indefinite leave of absence.

Mr. Chappell moved to refer the bill to the Judiciary Committee, and the House so ordered, by the following vote :

AYES—Messrs. Bosquit, Brown of Tulare, Campbell, Chappell, Chase, Downing, Goodwin, Hamlin, Hearst, Hill, Holden, Hollister, Huestis, Kidder, Leech, Long, Mace, Maholmb, Peterson, Reed, Satterwhite, Sherwood, Singleton, Smith of Butte, Smith of El Dorado, Steele, Taylor, Tilden, Ward, and Wilcox—30.

NOES—Messrs. Ayer, Batchelder, Bowman, Braly, Brown of Contra Costa, Bugbee, Chamberlain, Clayton, Collier, Corey, Dornin, Dutton, Dwyer, Goodall, Greene, Hansbrow, Hatch, Hawkins, Hopper, Howard, Hunt of Santa Clara, Ireland, Lemon, Lupton, McClelland, Pattison, Perrin, Wiggin, and Zuck—29.

Assembly bill No. 155, an Act to exempt mining claims from the common law rules of forfeitures—substitute adopted, rules suspended, considered engrossed, read third time, and passed.

Assembly bill No. 271, an Act for the establishment of a State Infirmary—ordered engrossed.

Assembly bill No. 607, an Act to promote the culture of hemp in the State of California—returned to file.

Senate bill No. 316, an Act to improve the navigation of the San Joaquin River.

Mr. Chamberlain offered an amendment.

Adopted.

Another amendment found attached to the bill was also adopted, and the bill was then read third time, and passed.

Assembly bill No. 577, an Act to adopt an official map of the State of California, and to provide for the purchase and distribution of copies of the same—committee amendment adopted, and considered in Committee of the Whole.

IN ASSEMBLY.

Reported, amendment adopted, and the bill was then indefinitely postponed.

Assembly bill No 526, an Act to amend an Act entitled an Act to amend an Act entitled an Act to regulate elections, passed March twenty-ninth, eighteen hundred and fifty, approved April twentieth, eighteen hundred and sixty-three—read third time, and passed.

Assembly bill No. 588, an Act for the encouragement of silk culture in California—read third time, and passed.

Assembly bill No. 500, an Act to appropriate money to pay the outstanding Indian war bonds issued by the State of California under an Act of the Legislature, approved May third, eighteen hundred and fifty-two, and Acts supplementary thereto.

On the passage of the bill. Messrs. Pattison, Luttrell, and Hogle, demanded the ayes and noes, and the bill was passed, by the following vote:

AYES—Messrs. Ayer, Batchelder, Bledsoe, Bosquit, Bowman, Campbell, Chappell, Chase, Clavton, Coghlan, Dutton, Dwyer, Goodwin, Greene, Hawkins, Hearst, Hill, Holden, Hopper, Howard, Hunt of Sacramento, Hunt of Santa Clara, Ireland, Kidder, Lee, Long, Lupton, Maholmb, McClelland, Olds, Peterson, Sawyer, Sherwood, Singleton, Smith of Butte, Smith of El Dorado, Taylor, Wiggim, Wilcox, and Wilson—40.

NOES—Messrs. Brown of Tulare, Chamberlain, Collier, Dorr, Downing, Hansbrow, Hatch, Hogle, Huestis, Luttrell, Meredith, Murch, Pattison, Perrin, Sexton, Steele, Stewart, and Zuck—18.

The bill was then ordered sent to the Senate.

The consideration of the motion to reconsider the vote whereby was passed Senate bill No. 383, was made the special order for to-morrow at two o'clock.

Assembly bill No. 565, an Act to authorize the removal of county seats—made the special order for to-morrow at twelve o'clock M.

Mr. Brown of Contra Costa offered the following resolution:

WHEREAS, Assembly bill No. 387, an Act to amend an Act entitled an Act concerning crimes and punishments, passed April sixteenth, eighteen hundred and fifty, has been, by mistake, enrolled and delivered to the Governor for his approval, the same not having been passed; therefore

Resolved, That his Excellency the Governor be requested to return the bill to the Assembly.

Adopted.

Mr. Wilson, Chairman of the Committee on Engrossment, made the following report:

MR. SPEAKER :—The Committee on Engrossment have examined, and found correctly engrossed, Assembly bill No. 185, an Act to grant to certain parties the right to lay down, maintain, and use a railroad track within the City and County of San Francisco;

Also, Assembly bill No. 684, an Act amendatory of and supplemental to an Act entitled an Act to provide for a railroad within the City and County of San Francisco, passed April seventeenth, eighteen hundred and sixty-one, and the Act amendatory thereof, passed March twenty-eighth, eighteen hundred and sixty-three.

WILSON, Chairman.

Mr. Lupton had leave to make the following report:

MR. SPEAKER :—The undersigned members of the San Francisco delegation have examined the bill for an Act providing for the exemption of the

active members of the San Francisco fire department from military and jury duty, and recommend the passage of the same.

CLAYTON,
WIGGIN,
BRALY,
SHAW,
HAWKINS,
HEARST,
LUPTON,
BOWMAN,
DUTTON,
BUGBEE,
CHASE.

The bill above reported was read first and second times.

Mr. Hawkins moved to refer the bill to the San Francisco delegation. The House refused.

The bill was ordered on file.

Senate bill No. 192, an Act relative to the duties and compensation of the Clerk of the Supreme Court—committee amendments adopted, read third time, and passed.

Senate bill No. 193, an Act amendatory of and supplementary to an Act entitled an Act to regulate the settlement of the estates of deceased persons, passed May first, eighteen hundred and fifty—read third time, and passed.

Assembly bill No. 618, an Act to authorize the State to be sued—indefinitely postponed.

Assembly bill No. 614, an Act supplementary to an Act, approved April sixteenth, eighteen hundred and fifty, concerning crimes and punishments—indefinitely postponed.

Assembly bill No. 653, an Act to amend an Act entitled an Act to regulate the settlement of the estates of deceased persons, passed May first, eighteen hundred and fifty-one—ordered engrossed.

Assembly bill No. 340, an Act to amend an Act entitled an Act to amend an Act entitled an Act concerning Courts of justice of this State and judicial officers, approved March twenty-fourth, eighteen hundred and sixty-four—substitute reported by the committee adopted, and ordered engrossed.

Assembly bill No. 360, an Act to amend an Act entitled an Act to amend an Act entitled an Act concerning Courts of justice of this State and judicial officers, approved March twenty-fourth, eighteen hundred and sixty-four—indefinitely postponed.

Assembly bill No. 54, amendment of the Constitution—ordered on top of file for to-morrow.

Proposed amendments to the Constitution of the State of California—ordered on top of file for to-morrow.

Assembly bill No. 269, amendment of the Constitution—ordered on top of file for to-morrow.

Assembly bill No. 305, an Act for the amendment of the Constitution of the State of California—ordered on top of file for to-morrow.

Senate bill No. 274, an Act to repeal an Act entitled an Act to prevent the arming and equipping within the jurisdiction of this State of vessels for piratical or privateering purposes, and other treasonable conduct, approved April twenty-fifth, eighteen hundred and sixty-three—read third time, and passed.

Assembly bill No 419, an Act defining the powers and fixing the compensation of Court Commissioners of the several counties of this State—withdrawn by Mr. Brown of Contra Costa.

Assembly bill No 479, an Act to amend an Act entitled an Act to provide for the appointment and prescribe the duties of guardians, passed April nineteenth, eighteen hundred and fifty—committee amendments adopted, rules suspended, considered engrossed, read third time, and passed, and ordered sent to the Senate.

Assembly bill No. 309, an Act for an amendment to the Constitution of the State of California—ordered on top of file for to-morrow.

Assembly concurrent resolution No 8, proposing amendments to the Constitution of the State of California—ordered on top of file for to-morrow.

Assembly bill No 583, an Act to amend an Act entitled an Act to provide revenue for the support of the government of this State—referred to the Judiciary Committee, with instructions to report to-morrow.

Assembly bill No. 287, an Act to amend an Act entitled an Act in relation to proceedings in certain suits, approved April fourth, eighteen hundred and sixty-four—ordered on the special file.

Assembly bill No. 366, an Act amendatory of an Act for the relief of the line officers of the California volunteers in the service of the United States, approved April fourth, eighteen hundred and sixty-four—indefinitely postponed.

Senate bill No. 381, an Act to amend section three of an Act entitled an Act for the better protection of the Treasury, approved April sixteenth, eighteen hundred and fifty-six—read third time, and passed.

At four o'clock and forty minutes P. M., on motion of Mr. Downing, the House adjourned.

EVENING SESSION.

At seven o'clock P. M., the House re-assembled.

Speaker in the Chair.

Roll called.

Quorum present.

Mr. Hansbrow made the following report :

MR. SPEAKER :—The committee to whom was referred Senate bill No. 446, an Act supplementary to and amendatory of the various Acts regulating elections, and to repeal certain laws on the subject, have had the same under consideration, report it back, and recommend its passage.

HANSBROW, for Committee.

Senate bill No. 446, above reported, was taken up, read third time, and passed.

Mr. Coghlan offered the following resolution :

Resolved, That this House request the Senate to send back to the Assembly, without any Senate action in the matter, Assembly bill No. 635, an Act to authorize the parties therein named to lay down water pipes, etc.

Resolved, That the Clerk immediately transmit this resolution to the Senate.

Adopted.

Mr Chappell, Chairman of the Committee on Swamp and Overflowed Lands, made the following report :

Mr SPEAKER :—The Committee on Swamp and Overflowed Lands, to whom was referred Assembly bill No 658, an Act to authorize the sale and conveyance to William Alvord, his associates and assigns, of certain overflowed lands in the City and County of San Francisco, report back a substitute, and recommend its passage.

GREENE,
CHAPPELL,
COGHLAN,
LEMON,
OLDS,
SAWYER,
STEWART,
WILSON.
HOLLISTER,
KIDDER.

Assembly bill No 658, above reported, was taken up, substitute adopted, rules suspended, and considered engrossed.

Mr Coghlan moved to recommit the bill, with special instructions.

Mr Holden moved to reconsider the vote by which the bill was considered engrossed.

Carried.

Mr. Coghlan had leave to withdraw Assembly bill No. 685, an Act to authorize the parties named therein to lay down and maintain water pipes, furnish water, and collect for the same.

At eight o'clock and fifteen minutes P. M., Mr. Hopper moved to adjourn.

Lost.

Mr. Reed moved to lay the whole matter on the table.

Mr. Hansbrow moved to indefinitely postpone the bill.

Mr. Goodwin offered a concurrent resolution relating to the printing of five thousand copies of the report of the special committee to investigate the affairs of the State Insane Asylum.

Adopted.

At eight o'clock and thirty-five minutes P. M., Mr. Eagar moved to adjourn.

Upon which, Messrs Sawyer Goodwin, and Chase, demanded the ayes and noes, and the House refused, by the following vote :

AYES—Messrs. Bosquit, Braly, Brown of Tulare, Chase, Coghlan, Dorr, Downing, Eagar, Goodall, Goodwin, Hearst, Hoag, Holden, Hollister, Hopper, Hunt of Sacramento, Kidder, Long, Lupton, Mace, Maholmb, McClelland, Murch, Parrish, Peterson, Satterwhite, Singleton, Tilden, and Ward—29.

NOES—Messrs. Ayer, Batchelder, Bledsoe, Bowman, Brown of Contra Costa, Bugbee, Campbell, Chamberlain, Chappell, Clayton, Collier, Corey, Dornin, Dutton, Dwyer, Greene, Hansbrow, Hatch, Hawkins, Hill, Howard, Huestis, Hunt of Santa Clara, Ireland, Leech, Lemon, Olds, Pattison, Perrin, Reed, Sawyer, Sexton, Sherwood, Smith of Butte, Smith of El Dorado, Steele, Stewart, Taylor, Wiggin, Wilson, and Zuck—41.

Mr. Coghlan moved to recommit the bill.

At eight o'clock and fifty minutes P. M., Mr. Chase moved to adjourn.

Upon which, Messrs. Goodwin, Mace, and Downing, demanded the ayes and noes, and the House adjourned, by the following vote :

AYES—Messrs. Ayer, Bledsoe, Bosquit, Braly, Brown of Tulare, Chase, Coghlan, Dorr, Downing, Eagar, Goodwin, Hawkins, Hearst, Hoag, Holden, Hollister, Hopper, Hunt of Sacramento, Kidder, Long, Lupton, Mace, Maholmb, McClelland, Murch, Parrish, Peterson, Sawyer, Satterwhite, Singleton, Smith of El Dorado, Steele, Ward, Wilcox, and Wilson—35.

NOES—Messrs. Brown of Contra Costa, Bugbee, Campbell, Chamberlain, Chappell, Clayton, Collier, Corey, Dornin, Dutton, Dwyer, Goodall, Greene, Hamlin, Hansbrow, Hatch, Hill, Howard, Huestis, Hunt of Santa Clara, Ireland, Lemon, Olds, Pattison, Perrin, Reed, Sexton, Sherwood, Smith of Butte, Stewart, Taylor, Wiggin, and Zuck—33.

IN ASSEMBLY.

HOUSE OF ASSEMBLY.

Thursday, March 29th, 1866. }

House met pursuant to adjournment.

Speaker in the Chair.

Roll called.

Quorum present.

Prayer by the Reverend Mr. Macdonald.

Journal of yesterday read and approved.

Mr. Smith of Butte introduced a bill for an Act to amend section one of an Act to provide for the construction and repair of certain roads in Butte County.

Read first and second times, rules suspended, considered engrossed, read third time, and passed, Rule Number Thirty-Two suspended, and ordered sent to the Senate.

Mr. Brown of Contra Costa, Chairman of the Judiciary Committee, made the following report :

MR. SPEAKER :—The Judiciary Committee, to whom was referred Senate bill No 374, an Act to amend an Act entitled an Act concerning conveyances, passed April sixteenth, eighteen hundred and fifty, and the Act amendatory thereto, passed February fifteenth, eighteen hundred and sixty-four, have had the same under consideration, report it back to the Assembly, and recommend its passage as amended by the committee ;

Also, Assembly bill No. 698, an Act to amend an Act entitled an Act to legalize certain acknowledgments, approved April twenty-seventh, eighteen hundred and sixty-three, and report it back, and recommend its passage ;

Also, Assembly bill No. 681, an Act to amend an Act entitled an Act to regulate the settlement of the estates of deceased persons, passed May first, eighteen hundred and fifty-one, and the Acts amendatory thereof and supplementary thereto, and report it back, with amendments, and recommend its passage as amended ;

Also, Assembly bill No. 355, an Act to amend an Act in relation to liens of mechanics and others, approved April twenty-sixth, eighteen hundred and sixty-two, and report it back, and recommend its passage;

Also, Senate bill No. 344, an Act to amend section one hundred and twenty-one of the Act of May first, eighteen hundred and fifty-one, entitled an Act to regulate the settlement of the estates of deceased persons, and report it back, and recommend its passage.

BROWN, Chairman.

Mr. Collier made the following report:

MR. SPEAKER:—The Calaveras delegation, to whom was referred Senate bill No. 426, an Act to authorize the Board of Supervisors of the County of Calaveras to take and subscribe fifty thousand dollars to the capital stock of the Stockton and Copperopolis Railroad Company, and to provide for the payment of the same, and other matters relating thereto, having considered the same, report it back, and recommend its passage.

COLLIER, for Delegation.

Senate bill No. 426, above reported, read third time, and passed

Mr. Hunt of Sacramento, Chairman of the Committee on Claims, made the following report:

MR. SPEAKER:—The Committee on Claims, to whom was referred Assembly bill No. 734, an Act to appropriate money to pay certain claims, have had the same under consideration, beg leave to report it back, and respectfully recommend its passage.

HUNT, Chairman.

Mr. Hopper, Chairman of the Committee on Counties and County Boundaries, made the following report:

MR. SPEAKER:—The Committee on Counties and County Boundaries have had under consideration Senate bill No. 116, an Act to fix and render certain the boundary line separating the Counties of Butte and Colusa, and report the same back, and recommend that it do not pass.

HOPPER, Chairman.

Mr. Holden, from the Committee on Swamp and Overflowed Lands, made the following report:

MR. SPEAKER:—The Committee on Swamp and Overflowed Lands have had under consideration Assembly bill No. 658, an Act authorizing William Alvord and others to purchase certain overflowed lands in the City and County of San Francisco, and recommend that it do not pass.

HOLDEN, for Committee.

Mr. Holden also made a report from the joint special committee on the investigation of certain charges against the Controller and the revenue officers of Trinity County, together with the testimony taken before the said committee.

The usual number of copies of the report was ordered printed, and the report and testimony ordered transmitted to the Senate.

Mr. Hill offered the following resolution:

Resolved, That M. D. Boruck, Chief Clerk of the Assembly, be authorized to arrange the bills and papers of the Assembly after the adjournment, and for such service shall receive one week's pay, and the Controller of State is hereby directed to draw a warrant on the Treasurer in his favor for fifty-six dollars, payable out of the Contingent Fund of the Assembly, on the certificate of the Secretary of State that the returns have been properly made.

Adopted.

Mr. Peterson offered a concurrent resolution relating to the protection of the wine growing interest

Read first and second times, rules suspended, read third time, and adopted.

Mr. Holden introduced a bill for an Act for the relief of the tax payers of the State of California

Read first and second times.

Mr. Holden moved to suspend the rules, and consider the bill engrossed.

Mr. Eagar moved to make the bill the special order for twelve o'clock m. on Monday next.

Mr. Coghlan offered the following amendment: Amend section first by adding: "And all assessments of property in this State shall be made on the basis of legal tender valuation."

Messrs. Wilcox, Smith of El Dorado, and Clayton, demanded the previous question.

Sustained.

On making the bill the special order for Monday next at twelve o'clock m., Messrs Chappell, Downing, and Holden, demanded the ayes and noes, and the House refused to postpone, by the following vote:

AYES—Messrs Braly, Bugbee, Campbell, Chappell, Coghlan, Dorr, Dutton, Eagar, Goodall, Kidder, Pattison, Peterson, and Sherwood—13.

NOES—Messrs. Anthony, Ayer, Batchelder, Bledsoe, Bosquit, Brown of Contra Costa, Chamberlain, Collier, Dornin, Downing, Greene, Hamlin, Hansbrow, Hatch, Hawkins, Nearst, Hill, Hoag, Hogle, Holden, Hollister, Hopper, Huestis, Hunt of Sacramento, Hunt of Santa Clara, Ireland, Johnson, Leech, Lemon, Luttrell, Maholmb, McClelland, Meredith, Murch, Olds, Perrin, Satterwhite, Singleton, Smith of Butte, Smith of El Dorado, Steele, Stewart, Taylor, Ward, Wilcox, Zuck, and Mr. Speaker—47.

On the adoption of the amendment offered by Mr. Coghlan, Messrs. Eagar, Coghlan, and Sherwood, demanded the ayes and noes, and the amendment was rejected, by the following vote:

AYES—Messrs Bugbee, Chamberlain, Coghlan, Dornin, Dutton, Greene, Hansbrow, Hogle, Hopper, Johnson, Leech, Sherwood, and Zuck—13

NOES—Messrs. Ayer, Batchelder, Bledsoe, Bosquit, Braly, Brown of Contra Costa, Campbell, Chappell, Clayton, Collier, Downing, Eagar, Hamlin, Hatch, Hawkins, Hearst, Hill, Hoag, Holden, Hollister, Huestis, Hunt of Santa Clara, Ireland, Kidder, Lemon, Long, Luttrell, Mace, McClelland, Meredith, Murch, Olds, Parrish, Pattison, Peterson, Satterwhite, Singleton, Smith of Butte, Smith of El Dorado, Steele, Stewart, Taylor, Tilden, Ward, Wilcox, and Wilson—46.

On the motion to suspend the rules and consider the bill engrossed,

Messrs. Holden, Chamberlain, and Downing, demanded the ayes and noes, and the House refused to suspend the rules, by the following vote :

AYES—Messrs. Ayer, Batchelder, Bledsoe, Bosquit, Chamberlain, Collier, Downing, Goodwin, Hansbrow, Hawkins, Hill, Hoag, Holden, Hollister, Hopper, Huestis, Hunt of Sacramento, Hunt of Santa Clara, Johnson, Long, Luttrell, Mace, McClelland, Olds, Parrish, Perrin, Peterson, Satterwhite, Singleton, Smith of Butte, Smith of El Dorado, Taylor, Tilden, Ward, and Zuck—35.

NOES—Messrs. Bowman, Braly, Bugbee, Campbell, Chappell, Clayton, Coghlan, Corey, Dorr, Dornin, Dutton, Dwyer, Eagar, Greene, Hamlin, Hatch, Hogle, Ireland, Kidder, Leech, Lemon, Meredith, Murch, Pattison, Sherwood, Steele, Stewart, Wiggin, Wilcox, and Wilson—30.

On the engrossment of the bill, Messrs. Holden, Hawkins, and Hopper, demanded the ayes and noes, and the bill was ordered engrossed, by the following vote :

AYES—Messrs. Ayer, Batchelder, Bledsoe, Bosquit, Brown of Contra Costa, Chamberlain, Collier, Downing, Goodwin, Hansbrow, Hawkins, Hill, Hoag, Holden, Hollister, Hopper, Huestis, Hunt of Sacramento, Ireland, Johnson, Long, Luttrell, Mace, Maholmb, Olds, Sawyer, Satterwhite, Singleton, Smith of Butte, Smith of El Dorado, Stewart, Taylor, Ward, and Mr. Speaker—34.

NOES—Messrs. Bowman, Braly, Bugbee, Campbell, Chappell, Chase, Clayton, Coghlan, Corey, Dorr, Dornin, Dutton, Dwyer, Eagar, Greene, Hamlin, Hatch, Hogle, Howard, Kidder, Leech, Lemon, Meredith, Murch, Parrish, Pattison, Perrin, Peterson, Reed, Sherwood, Steele, Tilden, and Wilcox—33.

Mr. Brown of Contra Costa, Chairman of the Judiciary Committee, made the following report :

MR. SPEAKER :—The Judiciary Committee, to whom was referred Assembly bill No. 583, an Act to amend an Act entitled an Act to provide revenue for the support of the government of this State, having had the same under consideration, report it back, with amendments, and recommend its passage as amended.

BROWN, Chairman.

Mr. Dutton moved to take up from the special file Assembly bill No. 548, an Act to change the time for holding municipal elections in the City and County of San Francisco, and to define the official terms of certain officers therein mentioned.

After some discussion, the Speaker decided that it would require a two thirds vote of the House to take a bill from the special file at the day session of the House.

Mr. Dutton withdrew his motion.

Mr. Corey, Chairman of the Committee on Enrolment, made the following report :

MR. SPEAKER :—The Committee on Enrolment have examined, and found correctly enrolled, Assembly bill No. 541, an Act to amend an Act entitled an Act creating the offices of Township Collectors and Assessors in the Counties of El Dorado and Amador, approved April twenty-fifth,

eighteen hundred and sixty-two, and an Act amendatory thereof, approved April fourth, eighteen hundred and sixty-four;

Also, Assembly bill No. 612, an Act to confer certain powers on night watchmen in towns and villages in the County of Calaveras;

Also, Assembly bill No. 480, an Act in relation to the office of Tax Collector in the City and County of San Francisco;

Also, Assembly bill No. 604, an Act to allow the Western Pacific and the San Francisco and San José Railroad Companies, and other parties, the right to take gravel from the channel of Coyote Creek, in the County of Santa Clara;

Also, Assembly bill No. 218, an Act to provide for the construction of a turnpike road from Lake County across the mountain to Yolo County;

Also, Assembly bill No. 574, an Act to authorize Joseph Morrill, John Montgomery, T. F. Williams, and others, to construct a wagon road from Susanville, in Lassen County, to the Owyhee River;

Also, Assembly bill No. 545, an Act to regulate the salaries and compensation of certain officers in the County of Tehama;

Also, Assembly bill No. 263, an Act to amend an Act entitled an Act to authorize the incorporation of canal companies and the construction of canals, approved May fourteenth, eighteen hundred and sixty-two;

Also, Assembly bill No. 488, an Act to authorize the Pacific Accumulation Loan Company to change its name;

Also, Assembly bill No. 619, an Act to amend an Act entitled an Act to organize the County of Plumas out of a portion of the territory of Butte County, approved March eighteenth, eighteen hundred and fifty-four;

Also, Assembly bill No. 311, an Act relating to the public roads in Lake County;

Also, Assembly bill No. 451, an Act concerning the office of Sheriff of the City and County of San Francisco;

Also, Assembly bill No. 492, an Act authorizing the Board of Supervisors of Plumas County to appropriate certain moneys to the relief of William J. Bradford;

Also, Assembly bill No. 223, an Act to pay the claim of G. J. Overshiner;

Also, Assembly bill No. 650, an Act to amend an Act entitled an Act concerning the salary and fees of the Coroner of the City and County of San Francisco, approved March twelfth, eighteen hundred and sixty-four;

Also, Assembly bill No. 621, an Act to amend an Act to fix the compensation of the Board of Supervisors of Yolo County, approved February sixth, eighteen hundred and sixty-four;

Also, Assembly bill No. 527, an Act granting the right to construct and maintain a toll bridge across the Guallala River, near its mouth, to the persons therein named;

Also, Assembly bill No. 345, an Act for the relief of S. F. Doane;

Also, Assembly bill No. 669, an Act providing for the location and survey of a public highway from Suisun City, in Solano County, to Knoxville, in Lake County, running through the Counties of Solano, Napa, and Lake;

Also, Assembly bill No. 343, an Act to legalize an order of the Board of Supervisors of the City and County of San Francisco, granting the use of certain streets to the Front street and Ocean Railroad Company;

Also, Assembly bill No. 571, an Act to provide for the division of Sut-

ter County into assessment districts for the election of District Assessors, and to define their duties, liabilities, and compensation ;

Also, Assembly bill No. 589, an Act relating to the public schools in certain counties of this State ;

Also, Assembly bill No. 547, an Act for the relief of T. M. Brown ;

Also, Assembly bill No. 660, an Act authorizing the Board of Supervisors of Plumas County to aid in constructing certain wagon roads in said county ;

Also, Assembly bill No. 558, an Act amendatory of and supplementary to an Act entitled an Act for the better protection of the Treasury of the County of Placer, approved April sixth, eighteen hundred and sixty-three ;

Also, Assembly bill No. 688, an Act amendatory of and supplementary to an Act entitled an Act to establish and maintain public pounds for the better securing of estrays and other stock in the County of San Joaquin ;

Also, Assembly bill No. 159, an Act to change the name of the Kohler Brothers Silver Mining Company to the Union Silver Mining Company ;

And on this, the twenty-ninth day of March, eighteen hundred and sixty-six, at ten o'clock and forty minutes A. M., delivered the same to the Governor for his approval

COREY, Chairman.

Mr. Brown of Contra Costa made the following report :

MR. SPEAKER:—The Contra Costa delegation, to whom was referred Senate bill No. 245, an Act to authorize the construction and maintenance of a wharf in the County of Contra Costa, at or near the Town of Antioch, and on the southerly bank of the San Joaquin River, report the same back, and recommend its passage.

BROWN, for Delegation.

Mr. Eagar offered the following resolution :

Resolved, That the Senate is hereby requested to transmit to this House the original copy of Senate bill No. 322, an Act supplementary to and explanatory of an Act entitled an Act amendatory of and supplementary to an Act entitled an Act to tax foreign insurance companies doing business in this State, approved April fifteenth, A. D. eighteen hundred and sixty-two, approved March third, eighteen hundred and sixty-four.

Adopted.

Mr. Hogle offered the following resolution :

Resolved, That the Committee of Investigation on the State Insane Asylum, with their Clerk, be and are hereby discharged.

Adopted.

On motion of Mr. Chappell, the above vote was reconsidered, and the resolution laid on the table.

MESSAGES FROM THE SENATE.

The following messages were received from the Senate :

SENATE CHAMBER,
March 28th, 1866. }

Mr. SPEAKER:—The Senate, on the twenty-sixth instant, passed Senate bill No. 217, an Act to provide for the construction of a wagon and turnpike road from the City of Los Angeles to the Clear Creek Mines, in Tulare County;

Also, passed Senate bill No. 324, an Act to authorize the Board of Supervisors of San Diego County to levy a special tax;

Also, passed Senate bill No. 398, an Act concerning the office of County Clerk of San Bernardino County;

Also, on this day, passed, with amendments, Assembly bill No. 722, an Act to facilitate the collection of delinquent taxes in the City and County of San Francisco, and ask concurrence of the the Assembly in the amendments;

Also, concurred in Assembly concurrent resolution No. 73, granting leave of absence to J. G. Severance, District Attorney of Calaveras County;

Also, indefinitely postponed Assembly bill No. 369, an Act to submit the question of the removal of the county seat of Fresno County to the qualified voters thereof.

CHAS. W. GORDON,
Assistant Secretary.

SENATE CHAMBER,
March 28th, 1866 }

Mr. SPEAKER:—I am directed by the Senate to inform the Assembly that the Senate, on this day, passed Senate bill No. 445, an Act to create the County of Kern, to define its boundaries and to provide for its organization.

JOHN WHITE,
Secretary of Senate.

SENATE CHAMBER,
March 28th, 1866. }

Mr. SPEAKER:—The Senate, on yesterday, passed substitute for Senate bill No. 345, an Act to authorize James Nelson to extend his present line of railroad;

Also, on this day, passed Assembly bill No. 344, an Act to provide for the settlement of certain land claims within the City and County of San Francisco, with amendments, and respectfully ask concurrence of the Assembly in the amendments.

JOHN WHITE,
Secretary of Senate.

SENATE CHAMBER,
March 28th, 1866. }

Mr. SPEAKER:—The Senate, on yesterday, passed substitute for Senate bill No 350, an Act to fix the compensation of the County Clerk and Superintendent of Public Schools of the County of San Luis Obispo;

Also, passed Senate bill No. 451, an Act to establish a quarantine for the Bay and Harbor of San Francisco;

Also, complying with the request of the Assembly, return without action beyond that pertaining to the introduction of Assembly bills, Assembly bill No. 685, an Act to authorize the parties therein named to lay down and maintain water pipes, furnish water, and collect for the same;

Also, resolved that the Assembly be requested to return Assembly bill No. 570 to the Senate for consideration, the same having been transmitted to the Assembly before its final passage.

CHAS. W. GORDON,
Assistant Secretary.

SENATE CHAMBER,
March 29th, 1866. }

MR. SPEAKER :—The Senate, this day passed, under a suspension of the rules, Assembly bill No. 729, an Act to provide for the payment of any claims due or hereafter to become due to the California volunteers, under the Act for the relief of the enlisted men of the California volunteers in the service of the United States, approved April twenty-seventh, eighteen hundred and sixty-three, not now provided for by law.

CHAS. W. GORDON,
Assistant Secretary.

SENATE CHAMBER,
March 29th, 1866. }

MR. SPEAKER :—The Senate, this day, refused to concur in Assembly amendments to substitute for Senate bill No. 216, an Act to amend an Act entitled an Act to provide revenue for the support of the government of this State, approved May seventeenth, eighteen hundred and sixty-one, and to repeal certain provisions of the revenue Acts of this State, of which action the Secretary was directed to inform the Assembly forthwith.

CHAS. W. GORDON,
Assistant Secretary.

SENATE CHAMBER,
March 29th, 1866. }

MR. SPEAKER :—The Senate, on the twenty-seventh instant, passed Senate bill No. 391, an Act to audit and allow the claim of M. Wood ;

Also, passed Senate bill No. 140, an Act to authorize Matilda C. Gray, a minor, to sell and convey certain real estate ;

Also, on yesterday, passed Senate bill No. 408, an Act for the protection of timber and fences from fires ;

Also, passed Senate bill No. 317, an Act making the County Treasurer of San Joaquin County ex officio Tax Collector ;

Also, passed Senate bill No. 260, an Act to authorize the Commissioners of the Funded Debt of the City of San Francisco to compromise with adverse claimants to certain lots ;

Also, passed Senate bill No. 442, an Act to authorize the County Treasurer of the County of Contra Costa to collect State and county taxes in said county ;

Also, passed Senate bill No. 443, an Act to fix the salary of the District Attorney of San Joaquin County ;

Also, passed Senate bill No. 444, an Act to authorize D. H. McBeth, Sheriff of Alpine County, to execute certain deeds ;

Also, passed Senate bill No. 447, an Act authorizing a change of the route of the North Beach and Mission Railroad Company ;

Also, passed Senate bill No. 414, an Act to authorize the construction of a wharf at the town of Vallejo, County of Solano, State of California ;

Also, passed Assembly bill No. 643, an Act to extend the provisions of

an Act concerning hogs found running at large in the Counties of Marin, Sacramento, San Francisco, Alameda, Stanislaus, Yuba, and Santa Clara, approved April twenty-first, eighteen hundred and fifty-six, and the amendment thereto, approved April eighteenth, eighteen hundred and fifty-nine;

Also, passed Assembly bill No. 693, an Act to define the compensation of certain officers in the County of San Mateo, and to annul existing laws on the subject;

Also, passed Assembly bill No. 686, an Act in relation to the City Courts of the City of Oakland;

Also, passed Assembly bill No. 553, an Act to amend an Act entitled an Act concerning roads and highways in the County of Alameda, approved March twenty-fourth, eighteen hundred and sixty-three;

Also, passed Assembly bill No. 552, an Act to establish and maintain public pounds in the County of Alameda;

Also, passed Assembly bill No. 609, an Act to amend an Act fixing the time for holding the Courts in the First Judicial District;

Also, passed Assembly bill No. 542, an Act to amend an Act entitled an Act to provide for the issuance of patents to lands located with State school land warrants, and for lands purchased under the Act of April twenty-third, eighteen hundred and fifty-eight, approved April sixteenth, eighteen hundred and fifty-nine;

Also, amended title of Assembly bill No. 701, an Act to create a Board of Water Commissioners in Siskiyou County for irrigating purposes, and to define their powers and duties;

Also, passed, with amendments, Assembly bill No. 465, an Act to provide for the construction of a county road in Marin County, and respectfully ask concurrence of Assembly in amendments;

Also, passed, with amendments, Assembly bill No. 392, an Act to amend an Act entitled an Act to grant the right to improve the navigation of Petaluma Creek, and respectfully ask concurrence of Assembly in amendments;

Also, passed, with amendments, Assembly bill No. 566, an Act to enable the several counties in this State to aid in the construction of railroads, and respectfully ask concurrence of Assembly in amendments;

Also, passed, with amendments, Assembly bill No. 506, an Act relating to the publication of tax summons in the County of Yuba, and respectfully ask concurrence of Assembly in amendments.

CHAS. W. GORDON,
Assistant Secretary.

CONSIDERATION OF SENATE MESSAGES.

Senate bill No. 451, above reported, read first and second times, rules suspended, read third time, and passed.

Senate bill No. 217, above reported, read first and second times, and referred to the Los Angeles delegation.

Assembly bill No. 344, above reported, was taken up.

The question being "Shall the House concur in the first Senate amendment to the bill?" Messrs. Greene, Singleton, and Wilson, demanded the ayes and noes, and the House refused to concur, by the following vote:

AYES—Messrs. Bowman, Braly, Brown of Tulare, Bugbee, Clayton, Corey, Dorr, Dornin, Dutton, Dwyer, Eagar, Goodwin, Hawkins, Hearst, Hill, Hoag, Holden, Hopper, Howard, Ireland, Johnson, Kidder, Leech,

McClelland, Parrish, Sherwood, Smith of El Dorado, Stewart, Ward, Wiggin, Wilcox, and Zuck—32.

NOES—Messrs. Ayer, Batchelder, Bledsoe, Bosquit, Brown of Contra Costa, Campbell, Chamberlain, Chappell, Chase, Coghlan, Collier, Downing, Goodall, Greene, Hamlin, Hansbrow, Hatch, Hogle, Hollister, Huestis, Hunt of Sacramento, Hunt of Santa Clara, Lee, Lemon, Long, Luttrell, Mace, Maholmb, Meredith, Murch, Olds, Pattison, Perrin, Sawyer, Satterwhite, Singleton, Smith of Butte, Steele, Taylor, Tilden, and Wilson—41.

Mr. Chamberlain moved to reconsider the above vote whereby the House refused to concur in the first Senate amendment.

Upon which, Messrs. Clayton, Greene, and Leech, demanded the ayes and noes, and the House refused to reconsider, by the following vote:

AYES—Messrs. Bosquit, Bowman, Braly, Brown of Tulare, Bugbee, Chamberlain, Clayton, Corey, Dornin, Dutton, Dwyer, Goodwin, Hawkins, Hearst, Hill, Hoag, Holden, Howard, Ireland, Johnson, Kidder, Leech, McClelland, Parrish, Peterson, Sherwood, Smith of El Dorado, Stewart, Ward, Wiggin, Wilcox, Wilson, and Zuck—33

NOES—Messrs. Ayer, Batchelder, Bledsoe, Brown of Contra Costa, Campbell, Chappell, Chase, Coghlan, Collier, Dorr, Downing, Eagar, Goodall, Greene, Hamlin, Hansbrow, Hatch, Hogle, Hollister, Hopper, Huestis, Hunt of Sacramento, Hunt of Santa Clara, Lee, Lemon, Long, Luttrell, Mace, Maholmb, Meredith, Murch, Olds, Pattison, Perrin, Reed, Sawyer, Satterwhite, Singleton, Smith of Butte, Steele, Taylor, and Tilden—42.

The House concurred in the second Senate amendment to the bill

Senate bill No. 398, above reported, read first and second times, and referred to the San Bernardino delegation

Senate bill No. 350, above reported, read first and second times, rules suspended, read third time, and passed

Senate bill No. 354, above reported, read first and second times, rules suspended, read third time, and passed.

Senate bill No. 345, above reported, read first and second times, rules suspended, read third time, and passed.

Senate bill No. 317, above reported, read first and second times, rules suspended, read third time, and passed.

Senate bill No. 260, above reported, read first and second times, rules suspended, read third time, and passed.

Senate bill No. 442, above reported, read first and second times, rules suspended, read third time, and passed.

Senate bill No. 444, above reported, read first and second times, rules suspended, read third time, and passed.

Senate bill No. 447, above reported, read first and second times, rules suspended, read third time, and passed.

Senate bill No. 324, above reported, read first and second times, and referred to the San Diego delegation.

Senate bill No. 445, above reported, read first and second times, and referred to the Tulare and Los Angeles delegations.

The House concurred in Senate amendment to Assembly bill No. 722, above reported.

The House concurred in Senate amendment to Assembly bill No. 506, above reported.

The House concurred in Senate amendment to Assembly bill No. 465, above reported.

The House concurred in Senate amendment to Assembly bill No. 701, above reported.

The House concurred in Senate amendment to Assembly bill No. 392, above reported.

Senate bill No. 140, above reported, read first and second times, and referred to the Judiciary Committee.

Senate bill No. 408, above reported, read first and second times, and referred to the Committee on Agriculture.

Senate bill No. 443, above reported, read first and second times, and referred to the San Joaquin delegation.

The House amended the Senate amendments to Assembly bill No. 556, above reported, and then concurred in the amendment as amended.

The House refused to recede from its amendment to Senate bill No. 216, above reported.

Mr. Brown of Contra Costa moved that a Committee of Free Conference be appointed on the bill above reported.

The Chair appointed the following Committee of Free Conference on Senate bill No. 216: Messrs. Brown of Contra Costa, Hopper, and Corey.

Mr. Dutton withdrew Assembly bill No. 648.

Mr. Lemon withdrew Assembly bill No. 676.

REPORTS.

Mr. Ward, from the Committee on Enrolment, made the following report :

MR. SPEAKER:—The Committee on Enrolment have examined, and found correctly enrolled, Assembly bill No. 622, an Act to amend an Act to authorize the Board of Supervisors of the County of Stanislaus to take and subscribe twenty-five thousand dollars to the capital stock of the Stockton and Copperopolis Railroad Company, and to provide for the payment of the same, and other matters relating thereto, approved April seventeenth, eighteen hundred and sixty-three.

And this day, at twelve o'clock and twenty minutes P. M., delivered the same to the Governor for his approval.

WARD, for Committee.

Mr. Lee made the following report :

MR. SPEAKER:—The Amador delegation have had under consideration Senate bill No. 434, and report it back, and recommend its passage.

LEE, for Delegation.

Senate bill No. 434, above reported, read third time, and passed.

INTRODUCTION OF BILLS.

Bills were introduced as follows :

By Mr. Hollister, for an Act to provide for raising certain moneys in Swamp Land District Number Two, and to provide for the mode of

expending them, and satisfying a supposed claim of the City of Sacramento against said district.

Read first and second times, rules suspended, considered engrossed, read third time, and passed, and ordered sent to the Senate.

By Mr. Brown of Contra Costa, for an Act to encourage the cultivation of oysters in the County of Contra Costa.

Read first and second times, rules suspended, considered engrossed, read third time, and passed, and ordered sent to the Senate.

Mr. Meredith, Chairman of the Committee on Mileage, made the following report:

MR. SPEAKER:—The Committee on Mileage beg leave to present the following report of mileage due J. K. Luttrell, William Sexton, and George D. Dornin, from here to Polley's Station and back, as special committee on county boundary, and recommend the adoption of the accompanying resolution:

To whom due.	Amounts.
J. K. Luttrell.....	\$35 60
William Sexton.....	35 60
George D. Dornin.....	35 60

Resolved, By the Assembly, that the Controller of State is hereby requested to draw his warrant on the State Treasurer, payable out of the Contingent Fund of the Assembly, for the following amounts:

In favor of J. K. Luttrell, for thirty-five dollars and sixty cents;
 In favor of William Sexton, for thirty-five dollars and sixty cents;
 In favor of George D. Dornin, for thirty-five dollars and sixty cents.

MEREDITH, Chairman.

Mr. Eagar had leave to introduce a bill for an Act to fix the rate of taxation for State purposes.

Read first and second times.

Mr. Holden offered an amendment.

Ruled out of order

Mr. Sherwood moved to lay the bill on the table.

Lost.

- The rules were suspended, the bill considered engrossed, read third time, and passed, and ordered sent to the Senate.

Mr. Chappell introduced a bill for an Act to regulate the drawing of warrants on the Treasurer of Shasta County.

Read first and second times, rules suspended, read third time, and passed.

Mr. Dorr introduced a bill for an Act to regulate the issue of county warrants in the County of Trinity.

Read first and second times, rules suspended, read third time, and passed.

On motion of Mr. Sawyer, the special order of the day was set for consideration at two o'clock P. M.

MESSAGE FROM THE GOVERNOR:

The following message was received from the Governor:

STATE OF CALIFORNIA, EXECUTIVE DEPARTMENT, }
Sacramento, March 29th, 1866 }

To the Assembly of the State of California:

I herewith return without my approval substitute for Assembly bill No. 387, an Act supplementary to an Act entitled an Act concerning crimes and punishments, passed April sixteenth, eighteen hundred and fifty. This bill is returned in accordance with a resolution of the Assembly, setting forth that it "has been by mistake enrolled and delivered to the Governor for his approval, the same not having been passed."

FRED'K F. LOW,
Governor.

The hour of one o'clock P. M. having arrived, the House took its daily recess.

HOUSE RE-ASSEMBLED.

At two o'clock P. M., the House re-assembled.

Speaker in the Chair.

Roll called.

Quorum present.

Mr. Wilson had indefinite leave of absence.

Mr. Clayton, Chairman of the Committee on Commerce and Navigation, made the following report:

MR. SPEAKER:—The Committee on Commerce and Navigation, to whom was referred Senate bill No. 436, an Act to authorize James Miller and N. T. Pishon, or their assigns, to keep, maintain, and operate a ferry across the Colorado River, have had the same under consideration, made some amendments thereto, report it back, and recommend its passage as amended;

Also, Assembly bill No. 667, an Act to authorize Joseph J. Bullis, his associates and assigns, to construct a wharf at Point San Pedro, in the County of Marin, have made some amendments to the same, report it back, and recommend its passage as amended.

CLAYTON, Chairman.

The special order of the day, an Act to provide for relocating the county seat of the County of Marin by the qualified voters of said county—ordered on file.

The House then took up Assembly bill No. 565, an Act to authorize the removal of county seats.

Mr. Sawyer offered an amendment.

Mr. Pattison offered an amendment.

Messrs. Wilcox, Reed, and Sawyer, demanded the previous question. Sustained.

The amendments offered were adopted.

Mr. Brown of Contra Costa moved that the vote whereby the above mentioned amendments were adopted be reconsidered.

Upon which, Messrs. Holden, Hollister, and Sawyer, demanded the ayes and noes, and the House so ordered, by the following vote:

AYES—Messrs. Batchelder, Bledsoe, Braly, Brown of Contra Costa, Brown of Tulare, Campbell, Chappell, Coghlan, Dornin, Downing, Goodall, Goodwin, Hamlin, Hatch, Hearst, Hill, Hogle, Hollister, Huestis, Johnson, Leech, Long, Luttrell, Mace, Maholmb, Meredith, Murch, Olds, Pattison, Perrin, Reed, Satterwhite, Sherwood, Singleton, Steele, Stewart, Taylor, Tilden, Wilcox, and Zuck—41.

NOES—Messrs. Ayer, Bosquit, Bugbee, Chamberlain, Collier, Corey, Dutton, Hoag, Holden, Howard, Lemon, Parrish, Sawyer, Sexton, Smith of Butte, and Ward—16.

Mr Luttrell offered an amendment.

Adopted.

On the indefinite postponement of the bill, Messrs. Holden, Chappell, and Corey, demanded the ayes and noes, and the House refused to indefinitely postpone, by the following vote :

AYES—Messrs Chappell, Collier, Corey, Dornin, Dutton, Eagar, Hearst, Hogle, Holden, Hunt of Santa Clara, Lee, Olds, Parrish, Pattison, Peterson, Sawyer, Sexton, Smith of Butte, Ward, Wiggm, Wilcox, and Zuck—22

NOES—Messrs. Batchelder, Bledsoe, Bowman, Braly, Brown of Contra Costa, Brown of Tulare, Bugbee, Campbell, Chamberlain, Clayton, Dorr, Downing, Dwyer, Goodall, Goodwin, Hamlin, Hatch, Hill, Hoag, Hollister, Huestis, Ireland, Johnson, Kidder, Leech, Lemon, Long, Luttrell, Mace, Maholmb, Meredith, Murch, Perrin, Reed, Satterwhite, Sherwood, Singleton, Smith of El Dorado, Steele, Taylor, and Tilden—41.

The bill was then read third time, and passed

Mr. Hogle, from the Committee on Engrossment, made the following report :

MR. SPEAKER:—The Committee on Engrossment have duly examined, and found correctly engrossed, Assembly bill No. 705, an Act granting leave of absence from this State to John Gannon, Sheriff and Tax Collector of Marin County ;

Also, Assembly bill No 710, an Act to pay the claim of John D. Crowley ;

Also, Assembly bill No. 704, an Act to further amend an Act to incorporate the City of Monterey, approved May tenth, eighteen hundred and fifty-three, and amended March fourth, eighteen hundred and fifty-seven ;

Also, Assembly bill No. 670, an Act for the relief of A. H. Willard and J. B. Hartsough ;

Also, substitute for Assembly bill No. 510, an Act concerning the office of the City and County Surveyor of the City and County of San Francisco ;

Also, Assembly bill No. 512, an Act to give further powers to the Board of Supervisors of the City and County of San Francisco ;

Also, Assembly concurrent resolution No. 71, authorizing the Controller to draw his warrant in favor of Andrew J. Marsh, for services as Clerk and short-hand reporter for special committee ;

Also, Assembly bill No. 653, an Act to amend an Act entitled an Act for the settlement of the estates of deceased persons, passed May first, eighteen hundred and fifty-one ;

Also, Assembly bill No. 635, an Act to aid the construction of the California, Idaho, and Montana Wagon Road.

HOGLE, for Committee.

Assembly bill No. 635, an Act to aid in the construction of the California, Idaho, and Montana Wagon Road, was taken, up and read third time.

On the passage of the bill, Messrs. Clayton, Ayer, and Dwyer, demanded the ayes and noes, and the bill was passed by the following vote:

AYES—Messrs. Bosquit, Bugbee, Chappell, Cogblan, Dorr, Downing, Hansbrow, Hatch, Hearst, Hoag, Holden, Hollister, Huestis, Kidder, Lee, Long, Luttrell, Mace, Maholmb, Meredith, Murch. Olds, Peterson, Reed, Satterwhite, Sexton, Sherwood, Singleton, Smith of Butte, Smith of El Dorado, Steele, Tilden, Ward, Wiggin, Wilcox, and Mr. Speaker—36.

NOES—Messrs. Ayer, Batchelder, Bledsoe, Bowman, Braly, Brown of Contra Costa, Brown of Tulare, Campbell, Chamberlain, Clayton, Collier, Dutton, Dwyer, Hamlin, Howard, Ireland, Leech, Lemon, Parrish, Pattison, Perrin, and Zuck—22.

The bill was then ordered sent to the Senate.

GENERAL FILE.

Substitute for Senate bill No. 56, an Act concerning the military of the State of California.

Messrs. Sherwood, Batchelder, and Sexton, demanded the previous question.

Sustained.

The House rejected all the amendments reported by the committee, and the bill was read third time, and passed.

Mr. Leech gave notice of a motion to reconsider the above vote.

Mr. Cogblan offered the following resolution:

Resolved. That no bills shall be introduced into this House after March twenty-ninth, except by unanimous consent.

Mr. Wiggin moved to lay on the table.

Lost.

The resolution was adopted.

Mr. Hunt of Santa Clara, Chairman of the Committee on Education, made the following report:

MR. SPEAKER:—The Committee on Education, to whom was referred substitute for Senate bill No. 109, an Act for the maintenance and government of common schools in the City and County of San Francisco, beg leave to submit the following report:

We find the main features of the bill unobjectionable, but have added some slight amendments, which we think will make it more perfect, and that the friends of the bill will not object to it if so amended. Therefore we would respectfully ask the concurrence of the Assembly, and recommend its passage as amended.

HUNT, Chairman.

Mr. Hunt of Santa Clara introduced a bill for an Act supplementary to an Act to change the time for holding municipal elections in the City and County of San Francisco, and to define the official terms of certain officers therein named.

Read first and second times, rules suspended, considered engrossed, read third time, and passed, and ordered sent to the Senate.

Mr. Reed had leave to withdraw Assembly bill No. 717, an Act to donate certain lands to encourage the construction of a stone dry dock on the Bay of San Francisco for the convenience of commerce.

Mr. Peterson made the following report:

MR. SPEAKER :—The Los Angeles and Tulare delegations, to whom was referred Senate bill No. 217, an Act to provide for the construction of a wagon and turnpike road from the City of Los Angeles to the Clear Creek Mines, in Tulare County, have had the same under consideration, and beg leave to report it back, and recommend its passage;

Also, Senate bill No. 267, an Act to grant to certain parties herein named the right to construct and maintain a turnpike, or wagon road, in the Counties of Tulare and Los Angeles, have had the same under consideration, and beg leave to report it back, with an amendment, and recommend the passage of the amendment.

PETERSON,
PARRISH,
BROWN of Tulare,
For Delegations.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

SENATE CHAMBER,
March 29th, 1866. }

MR. SPEAKER :—I am instructed to inform the Assembly that the Senate, on this day, passed Senate bill No. 296, an Act to amend an Act entitled an Act to regulate proceedings in civil cases in the Courts of justice of this State, approved April twenty-ninth, eighteen hundred and fifty-one, as amended by subsequent Acts;

Also, passed Assembly bill No. 636, an Act amending the Civil Practice Act;

Also, passed Senate bill No. 404, an Act authorizing the City of Oakland to grant to the San Francisco and Oakland Railroad Company the right to build a wharf and marine railway at the City of Oakland.

JOHN WHITE,
Secretary of Senate.

Senate bill No. 296, above reported, read first and second times, and referred to the Judiciary Committee.

The House concurred in Senate amendments to Assembly bill No. 636, above reported.

Senate bill No. 404, above reported, read first and second times, and referred to the Committee on Commerce and Navigation.

On motion of Mr. Wiggin, substitute for Assembly bill No. 489, an Act for the relief of Garrett Welton, was taken up, read third time, and passed.

Assembly bill No. 54, amendment of the Constitution—considered.

Mr. Chamberlain moved a call of the House.

So ordered.

The roll was called.

Mr. Sawyer moved that further proceedings under the call be dispensed with.

So ordered.

The bill was further considered.

Messrs. Sherwood, Collier, and Pattison, demanded the previous question.

Sustained.

On the passage of the bill the roll was called, and it was passed, by the following vote :

AYES—Messrs. Ayer, Batchelder, Bosquit, Bowman, Braly, Brown of Contra Costa, Bugbee, Campbell, Chamberlain, Chappell, Clayton, Coghlan, Collier, Dorr, Dornin, Dutton, Dwyer, Goodall, Greene, Hamlin, Hansbrow, Hatch, Hill, Hogle, Hollister, Hopper, Howard, Hunt of Sacramento, Hunt of Santa Clara, Ireland, Johnson, Leech, Lemon, Luttrell, Maholmb, Meredith, Murch, Olds, Pattison, Sexton, Sherwood, Singleton, Smith of Butte, Smith of El Dorado, Steele, Stewart, Tilden, Zuck, and Mr. Speaker—49.

NOES—Messrs. Bledsoe, Brown of Tulare, Chase, Downing, Hawkins, Hearst, Holden, Lee, Long, McClelland, Parrish, Peterson, and Satterwhite—13.

Proposed amendments to the Constitution of the State of California.

Messrs. Chamberlain, Collier, and Patterson, demanded the previous question.

Sustained.

The roll was called, and the proposed amendments were rejected, by the following vote :

AYES—Messrs. Ayer, Batchelder, Bosquit, Bowman, Brown of Contra Costa, Bugbee, Clayton, Collier, Dutton, Dwyer, Greene, Hamlin, Hogle, Howard, Hunt of Santa Clara, Ireland, Meredith, Murch, Olds, Smith of El Dorado, Wiggin, and Mr. Speaker—22.

NOES—Messrs. Bledsoe, Braly, Brown of Tulare, Chamberlain, Chappell, Chase, Coghlan, Dorr, Dornin, Downing, Goodall, Goodwin, Hansbrow, Hatch, Hawkins, Hearst, Hill, Hoag, Holden, Hollister, Hopper, Huestis, Hunt of Sacramento, Johnson, Kidder, Lee, Lemon, Long, Luttrell, Maholmb, McClelland, Parrish, Pattison, Peterson, Reed, Satterwhite, Sexton, Sherwood, Singleton, Smith of Butte, Steele, Stewart, Taylor, and Tilden—44.

Assembly bill No. 269, amendment of the Constitution.

Messrs. Hopper and Hawkins had indefinite leave of absence.

Mr. Hill moved to lay the bill on the table.

Messrs. Bosquit, Hollister, and Maholmb, demanded the previous question.

Sustained.

The roll was called, and the amendment reported by the committee was adopted, by the following vote :

AYES—Messrs. Ayer, Batchelder, Bledsoe, Bosquit, Bowman, Braly, Brown of Contra Costa, Bugbee, Campbell, Chamberlain, Chappell, Clayton, Collier, Dorr, Dornin, Downing, Dutton, Dwyer, Goodall, Greene,

Hamlin, Hansbrow, Hatch, Hoag, Hogle, Howard, Huestis, Ireland, Leech, Lemon, Meredith, Murch, Olds, Pattison, Singleton, Smith of Butte, Smith of El Dorado, Steele, Taylor, Tilden, Zuck, and Mr. Speaker—42.

NOES—Messrs. Brown of Tulare, Chase, Coghlan, Goodwin, Hawkins, Hearst, Hill, Holden, Hopper, Hunt of Sacramento, Hunt of Santa Clara, Johnson, Kidder, Lee, Luttrell, Maholmb, McClelland, Parrish, Peterson, Satterwhite, Sexton, Sherwood, and Stewart—23.

On the adoption of the proposed amendment to the Constitution as amended, the roll was called, and the amendment was adopted, by the following vote:

AYES—Messrs. Ayer, Batchelder, Bosquit, Bowman, Brown of Contra Costa, Bugbee, Campbell, Chamberlain, Chappell, Clayton, Collier, Dorr, Dornin, Downing, Dutton, Dwyer, Goodall, Greene, Hamlin, Hansbrow, Hatch, Hogle, Howard, Huestis, Hunt of Santa Clara, Ireland, Leech, Lemon, Long, Meredith, Murch, Olds, Pattison, Sherwood, Singleton, Smith of Butte, Smith of El Dorado, Steele, Stewart, Taylor, Wiggin, Zuck, and Mr. Speaker—43.

NOES—Messrs. Bledsoe, Braly, Brown of Tulare, Coghlan, Goodwin, Hawkins, Hearst, Hill, Holden, Hopper, Johnson, Kidder, Lee, Maholmb, McClelland, Parrish, Peterson, Satterwhite, Sexton, and Tilden—20.

Mr. Dorr had leave to introduce a bill for an Act to amend an Act to create a Board of Supervisors in the counties of this State, and to define their duties and powers.

Read first and second times, and referred to the Judiciary Committee.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

SENATE CHAMBER, }
March 29th, 1866. }

MR. SPEAKER:—The Senate, on this day, passed Assembly bill No. 630, an Act making appropriations for the support of the civil government of this State for the eighteenth and nineteenth fiscal years, commencing on the first day of July A. D. eighteen hundred and sixty-six, and ending on the thirtieth day of June A. D. eighteen hundred and sixty-eight, with amendments, and ask the concurrence of the Assembly therein.

CHAS. W. GORDON,
Assistant Secretary.

Assembly bill No. 630, above reported, was made the special order for to-morrow at eleven o'clock A. M.

Mr. Collier had leave to withdraw Assembly bill No. 305, an Act for the amendment to the Constitution of the State of California.

Assembly bill No. 309, an Act for an amendment to the Constitution of the State of California.

On the adoption of the proposed amendment, Messrs. Smith of El Dorado, Hollister, and Maholmb, demanded the previous question.

Sustained.

The roll was called, and the proposed amendment was rejected, by the following vote:

AYES—Messrs. Batchelder, Bledsoe, Bosquit, Brown of Tulare, Campbell, Chamberlain, Chappell, Clayton, Collier, Dorr, Downing, Dutton, Greene, Hamlin, Hatch, Hearst, Hill, Hoag, Holden, Huestis, Ireland, Leech, Long, Luttrell, Murch, Olds, Satterwhite, Sherwood, Smith of El Dorado, Stewart, Taylor, Tilden, and Zuck—33.

NOES—Messrs. Ayer, Bowman, Braly, Brown of Contra Costa, Bugbee, Coghlan, Dornin, Dwyer, Goodall, Hansbrow, Hogle, Hollister, Howard, Hunt of Santa Clara, Kidder, Lee, Lemon, Maholmb, Meredith, Parrish, Pattison, Peterson, Reed, Sawyer, Sexton, Singleton, Smith of Butte, Steele, Wiggin, and Mr. Speaker—30.

Assembly concurrent resolution No 8, proposing amendments to the Constitution of the State of California—substitute recommended by the committee adopted.

The roll was called, and the proposed amendments to the Constitution were adopted, by the following vote:

AYES—Messrs. Ayer, Batchelder, Bledsoe, Bosquit, Bowman, Brown of Contra Costa, Brown of Tulare, Bugbee, Campbell, Chamberlain, Chappell, Clayton, Coghlan, Collier, Dorr, Dornin, Dutton, Dwyer, Goodall, Goodwin, Greene, Hamlin, Hansbrow, Hatch, Hearst, Hoag, Hogle, Holden, Howard, Huestis, Hunt of Santa Clara, Ireland, Kidder, Leech, Lemon, Long, Maholmb, Meredith, Murch, Olds, Parrish, Pattison, Perrin, Peterson, Reed, Sawyer, Satterwhite, Sexton, Sherwood, Singleton, Smith of Butte, Smith of El Dorado, Steele, Stewart, Taylor, Tilden, Wiggin, Zuck and Mr. Speaker—59.

NOES—Messrs. Braly, Downing, and Hill—3.

On motion of Mr. Howard, Senate bill No. 109, an Act for the government and maintenance of common schools in the City and County of San Francisco, was taken up, committee amendments adopted, read third time, and passed.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

SENATE CHAMBER, }
March 29th, 1866. }

MR. SPEAKER :—I am instructed by the Senate to inform the Assembly that the Senate, on this day, passed Assembly bill No. 591, an Act supplemental to and amendatory of an Act entitled an Act to provide for the reclamation and segregation of swamp and overflowed, and salt marsh, and tide lands donated to the State of California by an Act of Congress, approved May thirteenth, eighteen hundred and sixty-one, and all Acts amendatory thereof.

JOHN WHITE,
Secretary of Senate.

Assembly bill No. 591, above reported, was taken up, and Senate amendment to the bill concurred in.

Mr. Holden gave notice of a motion to reconsider the above vote by which the House concurred in Senate amendment to the above bill.

Senate bill No. 321, an Act to legalize the assessments for taxes for the revenue years commencing on the first Monday of March, A. D. eighteen hundred and sixty-four and eighteen hundred and sixty-five, in the several counties of this State—committee amendment adopted, read third time, and passed.

At five o'clock and thirty minutes P. M., on motion of Mr. Reed, the House adjourned, to meet this evening.

EVENING SESSION.

House met pursuant to adjournment.

Speaker in the Chair.

Roll called.

Quorum present.

Mr. Bowman moved to take up Assembly bill No. 548, an Act to change the time for holding municipal elections in the City and County of San Francisco, and to define the official terms of certain officers therein mentioned.

Upon which, Messrs. Meredith, Bowman, and Pattison, demanded the previous question.

On which, Messrs. Holden, Chase, and Hearst, demanded the ayes and noes, and the previous question was ordered, by the following vote :

AYES—Messrs. Batchelder, Bowman, Brown of Contra Costa, Bugbee, Campbell, Chamberlain, Clayton, Collier, Corey, Dorr, Dornin, Dutton, Dwyer, Goodall, Greene, Hansbrow, Hatch, Howard, Huestis, Hunt of Santa Clara, Ireland, Leech, Lemon, Meredith, Murch, Olds, Pattison, Perrin, Sherwood, Singleton, Smith of Butte, Smith of El Dorado, Steele, Stewart, Taylor, Tilden, and Wiggin—37.

NOES—Messrs. Bledsoe, Bosquit, Braly, Brown of Tulare, Chase, Downing, Goodwin, Hearst, Hoag, Holden, Hollister, Hopper, Hunt of Sacramento, Johnson, Lupton, Mace, Maholmb, McClelland, Parrish, Peterson, Satterwhite, Sexton, Ward, and Wilcox—24.

On the motion to take up the bill, Messrs. Holden, Chase, and Lupton, demanded the ayes and noes, and the roll was called, with the following result :

AYES—Messrs. Batchelder, Bowman, Brown of Contra Costa, Bugbee, Campbell, Chamberlain, Clayton, Collier, Corey, Dorr, Dornin, Dutton, Dwyer, Goodall, Greene, Hansbrow, Hatch, Hollister, Howard, Huestis, Hunt of Santa Clara, Ireland, Johnson, Lee, Leech, Lemon, Meredith, Murch, Olds, Pattison, Perrin, Sherwood, Singleton, Smith of El Dorado, Steele, Stewart, Taylor, Tilden, and Wiggin—39.

NOES—Messrs. Bledsoe, Bosquit, Braly, Brown of Tulare, Chase, Downing, Goodwin, Hawkins, Hearst, Hoag, Holden, Hopper, Hunt of Sacramento, Lupton, Luttrell, Mace, McClelland, Parrish, Peterson, Satterwhite, Sexton, Ward, and Wilcox—23.

The Chair having decided that the bill was taken up, Mr. Holden appealed from the decision of the Chair.

The House sustained the decision of the Chair.

On the passage of the bill, Messrs. Holden, McClelland, and Lupton, demanded the ayes and noes, and the bill was passed by the following vote :

AYES—Messrs. Ayer, Batchelder, Bosquit, Bowman, Campbell, Chamberlain, Clayton, Collier, Corey, Dorr, Dornin, Dutton, Dwyer, Goodall, Greene, Hamlin, Hansbrow, Hatch, Hollister, Howard, Hunt of Santa Clara, Ireland, Lee, Leech, Lemon, Lupton, Luttrell, Meredith, Munch, Olds, Pattison, Perrin, Sherwood, Smith of El Dorado, Stewart, Taylor, Tilden, Wiggin, Zuck, and Mr. Speaker—40.

NOES—Messrs. Bledsoe, Braly, Brown of Tulare, Bugbee, Chase, Downing, Goodwin, Hawkins, Hearst, Hoag, Holden, Hopper, Hunt of Sacramento, Johnson, Mace, McClelland, Parrish, Peterson, Sexton, Ward, and Wilcox—21.

Mr. Bugbee was excused from voting.

Mr. Ayer had leave to introduce a bill for an Act concerning the office of District Attorney of the County of Calaveras.

Read first and second times, rules suspended, considered engrossed, read third time, and passed, and ordered sent to the Senate.

SPECIAL FILE.

Assembly bill No. 658, an Act to authorize the sale and conveyance to William Alford, his associates and assigns, of certain overflowed lands in the City and County of San Francisco—ordered to bottom of file.

Assembly bill No. 690, an Act to provide for a railroad within the City and County of San Francisco—amendments adopted, rules suspended, considered engrossed, read third time, and passed, and ordered sent to the Senate.

Assembly bill No. 711, an Act to provide for the changing of the lines of the streets of the City and County of San Francisco, to confirm and ratify Order Number Six Hundred and Eighty-Four of the Board of Supervisors of said city and county, and to abolish the Board of Engineers created by an Act of the Legislature of the State of California, entitled an Act to establish the lines and grades of streets in the City and County of San Francisco, approved April twenty-sixth, eighteen hundred and sixty-two—ordered engrossed, rules suspended, considered engrossed, read third time, and passed, and ordered sent to the Senate.

Assembly bill No. 602, an Act to authorize the Board of Supervisors of the City and County of San Francisco to fix limits in said city and county within which the slaughtering of animals shall be prohibited, and to establish such rules and regulations in regard to the slaughtering of animals within the said city and county as they may deem advisable—committee amendments adopted, rules suspended, considered engrossed, read third time, and passed, and ordered sent to the Senate.

On motion of Mr. Lupton, Assembly bill No. 298 was taken from the general file and ordered on the special file.

Assembly bill No. 176, an Act granting the right to construct and maintain a railroad in certain streets therein named in the City and County of San Francisco—amendments adopted, rules suspended, considered engrossed, read third time, and passed, and ordered sent to the Senate.

Assembly bill No. 117, an Act to amend an Act entitled an Act to grant the right of way for a railroad track within the limits of the City and County of San Francisco, passed April twentieth, eighteen hundred and sixty-three—rules suspended, considered engrossed, read third time, and passed, and ordered sent to the Senate.

Mr. Wilcox gave notice of a motion to reconsider the vote by which the above bill was passed.

Assembly bill No. 664, an Act for the relief of James R Travers—rules suspended, considered engrossed, read third time, and passed, and ordered sent to the Senate.

Assembly bill No. 712, an Act fixing the time during which certain offices in the City and County of San Francisco shall be kept open for the transaction of business—rules suspended, considered engrossed, read third time, and passed, and ordered sent to the Senate.

Senate bill No. 518, an Act for the relief of C. Burden, of Tuolumne County—read third time, and passed.

Assembly bill No. 471, an Act to authorize A. Casebolt, T. R. Brooks, and their associates, to lay down and maintain a railroad within the City and County of San Francisco—committee amendments adopted, rules suspended, considered engrossed, read third time, and passed.

Mr. Wilcox gave notice of a motion to reconsider the vote by which the above bill was passed.

Substitute for Assembly bill No. 452, an Act submitting to the voters of Lake County, at the next general election, the removal of the county seat thereof—read third time, and passed.

Assembly bill No. 342, an Act relative to the office of District Attorney of Amador County—amendments adopted, rules suspended, considered engrossed, read third time, and passed.

Mr. Sawyer gave notice of a motion to reconsider the vote whereby the above bill was passed.

Assembly bill No. 695, an Act to promote the breeding of brook trout in the Counties of San Mateo and San Francisco—rules suspended, considered engrossed, read third time, and passed.

Assembly bill No. 598, an Act granting to certain persons therein named the right to lay a railroad track along certain streets in the City and County of San Francisco—amendments adopted, rules suspended, considered engrossed, read third time, and passed, and ordered sent to the Senate.

Assembly bill No. 665, an Act amendatory of an Act to authorize D. B. Northrop, Horace Cole, E. B. Goddard, and their associates, to construct a plank road or bridge over the waters of Mission Bay, in the City and County of San Francisco, approved April eighteenth, eighteen hundred and sixty-two, and Acts amendatory thereof, approved April twenty-fourth, eighteen hundred and sixty-three, and April fourth, eighteen hundred and sixty-four—substitute adopted, rules suspended, considered engrossed, read third time, and passed, and ordered sent to the Senate.

Senate bill No. 343, an Act relating to the appointment of a Clerk for the Police Court in the City of Sacramento—amendment adopted, read third time, and passed.

Assembly bill No. 735, an Act for the better protection of hotel, inn, and boarding-house keepers—ordered on general file.

Assembly bill No. 736, an Act to authorize Edwin Davis, Charles H. Simpkins, and C. L. Low, to lay down water pipes in the public streets in the City and County of San Francisco—rules suspended, considered engrossed, read third time, and passed, and ordered sent to the Senate.

Assembly bill No. 738, an Act to provide for the exemption of the members of the San Francisco Fire Department from military and jury duty—rules suspended, considered engrossed, read third time, and passed, and ordered sent to the Senate.

Senate bill No. 116, an Act to fix and render certain the boundary line separating the Counties of Butte and Colusa—returned to file.

Messrs. Lupton, Luttrell, and Bowman, each gave notice of a motion

to reconsider the vote whereby was passed Assembly bill No. 548, an Act to change the time for holding municipal elections in the City and County of San Francisco, and to define the official terms of certain officers therein mentioned.

Mr. Wiggin offered the following resolution :

Resolved, That the rule restricting members in debate to the period of ten minutes, shall in all cases hereafter be strictly adhered to.

Adopted.

Mr. Holden withdrew his notice of a motion to reconsider the vote whereby the House concurred in Senate amendment to Assembly bill No. 591, an Act to abolish the Board of Swamp Land Commissioners.

Assembly bill No. 298, an Act to regulate the practice of medicine in the City and County of San Francisco—rules suspended, considered engrossed, read third time, and passed, and ordered sent to the Senate.

Assembly bill No. 616, an Act to authorize the establishment of a ferry at the confluence of the Sacramento and San Joaquin Rivers—amendments adopted, rules suspended, considered engrossed, read third time, and passed.

Assembly bill No. 287, an Act to amend an Act entitled an Act in relation to proceedings in certain suits, approved April fourth, eighteen hundred and sixty-four—indefinitely postponed.

Mr. Singleton introduced a bill for an Act extending the Act concerning goats running at large in the County of Tuolumne.

Read first and second times, rules suspended, considered engrossed, read third time, and passed, and ordered sent to the Senate.

Assembly bill No. 658, an Act to authorize the sale and conveyance to William Alvord, his associates and assigns, of certain overflowed lands in the City and County of San Francisco—substitute adopted, and on the engrossment of the bill, Messrs. Holden, Chase, and Wiggin, demanded the ayes and noes, and the bill was ordered engrossed, by the following vote :

AYES—Messrs. Ayer, Batchelder, Bowman, Bugbee, Chamberlain, Chappell, Clayton, Coghlan, Collier, Corey, Dornin, Dutton, Dwyer, Goodall, Greene, Hamlin, Hatch, Howard, Iluestis, Hunt of Santa Clara, Leech, Lemon, Meredith, Olds, Pattison, Perrin, Sherwood, Singleton, Stewart, Ward, Wiggin, Wilcox, and Zuck—33.

NOES—Messrs. Bledsoe, Bosquit, Braly, Brown of Tulare, Chase, Downing, Goodwin, Hansbrow, Hawkins, Hearst, Holden, Hopper, Hunt of Sacramento, Ireland, Lupton, Mace, Maholmb, McClelland, Murch, Parrish, Peterson, Reed, Smith of Butte, Steele, and Taylor—25.

MESSAGES FROM THE SENATE.

The following messages were received from the Senate :

SENATE CHAMBER,
March 29th, 1866 }

MR. SPEAKER:—The Senate, this day, under suspension of the rules, passed Assembly bill No. 500, an Act to appropriate money to pay the outstanding Indian war bonds issued by the State of California under an Act of the Legislature, approved May third, eighteen hundred and fifty-two, and Acts amendatory thereof, with an amendment, and ask concurrence of the Assembly therein ;

Also, passed Senate bill No. 448, an Act supplementary to and amendatory of an Act to establish pilots and pilot regulations for the Ports of San Francisco, Mare Island, and Benicia;

Also, passed Senate bill No 458, an Act to legalize the acts of the County Recorders of the County of Tulare.

CHAS. W. GORDON,
Assistant Secretary.

SENATE CHAMBER,
March 29th. 1866 }

MR. SPEAKER:—The Senate, this day, passed Senate bill No. 309, an Act to amend an Act entitled an Act concerning the Insane Asylum of California, and to levy a tax therefor, approved April twenty-fifth, eighteen hundred and sixty-three;

Also, adopted Assembly concurrent resolution No. 75, providing for printing five thousand copies of the report of the special committee to investigate the affairs of the Insane Asylum.

CHAS. W. GORDON,
Assistant Secretary.

CONSIDERATION OF SENATE MESSAGES.

Senate bill No. 448, above reported, read first and second times, and referred to the Committee on Commerce and Navigation.

Senate bill No 458, above reported, read first and second times, and referred to the Tulare delegation.

The House concurred in Senate amendment to Assembly bill No. 500, above reported

Senate bill No 309, above reported, read first and second times.

Mr Tilden moved to refer the bill to the Committee on State Hospitals.

Mr. Wiggin moved to suspend the rules, and consider the bill engrossed.

Mr. Brown of Contra Costa moved to make the bill the special order for to-morrow at two o'clock P. M.

The House so ordered

Mr. Batchelder, from the Committee on Claims, made the following report:

MR. SPEAKER:—The Committee on Claims, to whom was referred Senate bill No. 391, an Act to audit and allow the claim of M. Wood, or his assigns, have had the same under consideration, and report it back, recommending its indefinite postponement, this being the second time the committee have acted upon this claim the present session.

BATCHELDER,
CAMPBELL,
SEXTON.

On motion of Mr. Eagar, the House took up the appropriation bill.

The House concurred in Senate amendments numbers one, two, three, four, seven, and eight, to the bill, and refused to concur in Senate amendments numbers five and six.

The House reconsidered the vote whereby it concurred in Senate amendment number seven to the bill, and refused to concur in the amendment.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
March 29th, 1866. }

Mr. SPEAKER:—I am instructed by the Senate to inform the Assembly that the Senate, on this day, refused to recede from the Senate amendment to Assembly bill No. 344, an Act to provide for the settlement of certain land claims within the City and County of San Francisco, and respectfully ask concurrence of the Assembly in the Senate amendment.

JOHN WHITE.

Secretary of Senate.

Mr. Wiggin moved that a Committee of Conference be appointed on the disagreeing vote on Assembly bill No. 344, above reported.

Carried

Senate bill No. 217, an Act to provide for the construction of a wagon and turnpike road from the City of Los Angeles to the Clear Creek Mines, in Tulare County—taken up, read third time, and passed.

Senate bill No. 267, an Act to grant certain parties the right to construct and maintain a turnpike road in the Counties of Tulare and Los Angeles—taken up, committee amendments adopted, read third time, and passed.

At ten o'clock and twenty minutes P. M., on motion of Mr. Hopper, the House adjourned.

IN ASSEMBLY.

HOUSE OF ASSEMBLY,
Friday, March 30th, 1866. }

House met pursuant to adjournment.

Speaker in the Chair.

Roll called.

Quorum present

Prayer by the Chaplain.

Journal of yesterday read and approved.

Mr. Zuck had one day's leave of absence.

Mr. Sherwood moved to reconsider the vote whereby was passed substitute for Senate bill No. 56, an Act concerning the military of the State of California.

Lost.

REPORTS.

Mr. Corey, Chairman of the Committee on Enrolment, made the following report:

Mr. SPEAKER:—The Committee on Enrolment have examined, and found correctly enrolled, Assembly bill No. 483, an Act to authorize the parties therein named to construct and maintain a wharf in the Town of Benicia, Solano County;

Also, Assembly bill No. 358, an Act to amend an Act entitled an Act to provide revenue for the support of the government of this State, passed May seventeenth, eighteen hundred and sixty-one;

Also, Assembly bill No. 643, an Act to extend the provisions of an Act concerning hogs found running at large in the Counties of Marin, Sacramento, San Francisco, Alameda, Stanislaus, Yuba, and Santa Clara, approved April twenty-first, eighteen hundred and fifty-six, and the amendments thereto, approved April eighteenth, eighteen hundred and fifty-nine;

Also, Assembly bill No. 609, an Act to amend section first of an Act relating to the First Judicial District, and to fix the time for holding the Courts in said district;

Also, Assembly bill No. 693, an Act to define the compensation of certain officers in the County of San Mateo, and to amend existing laws on the subject;

Also, Assembly bill No. 553, an Act to amend an Act entitled an Act concerning roads and highways in the County of Alameda, approved March twenty-fourth, eighteen hundred and sixty-three;

Also, Assembly bill No. 686, an Act in relation to the City Courts of the City of Oakland;

Also, Assembly bill No. 640, an Act to appropriate money for contingent expenses of the Legislature;

Also, Assembly bill No. 543, an Act to regulate fees in office of the County Assessor, County Treasurer, and Tax Collector, in the County of Siskiyou, and to more fully define their duties;

Also, Assembly bill No. 273, an Act to amend an Act entitled an Act amendatory of Article IV of an Act entitled an Act to repeal the several charters of the City and County of San Francisco, to establish the boundaries of the City and County of San Francisco, and to consolidate the government thereof, approved the nineteenth day of April, eighteen hundred and fifty-six, repealing sections thirty-six to sixty-four, inclusive, and Acts and parts of Acts amendatory and supplementary thereof, and substituting this Act for said Article IV, approved April twenty-fifth, eighteen hundred and sixty-two;

Also, Assembly bill No. 596, an Act authorizing certain parties therein named to construct a wharf;

Also, Assembly bill No. 410, an Act concerning roads and highways in the County of Santa Clara;

Also, Assembly bill No. 562, an Act to authorize J. H. Wood and A. N. Wood, with their associates and assigns, to construct and maintain a turnpike road in the County of Fresno;

Also, Assembly bill No. 647, an Act to amend an Act entitled an Act concerning roads and highways in the Counties of Shasta and Trinity, approved March twenty-eighth, eighteen hundred and sixty-three;

Also, Assembly bill No. 446, an Act to authorize the Controller of State to issue duplicate warrants to John Gierl;

Also, Assembly bill No. 490, an Act relative to the Board of Supervisors of Amador County, defining their powers and duties;

Also, Assembly bill No. 602, an Act to further regulate the collection of taxes in Sierra County;

Also, Assembly bill No. 540, an Act to amend an Act entitled an Act to reincorporate the City of Stockton, approved April twenty-first, eighteen hundred and sixty-two;

Also, substitute for Assembly bill No. 405, an Act to provide for changing the location of the California institution for the education of the deaf, dumb, and blind;

Also, Assembly bill No. 729, an Act to provide for the payment of any claims due or hereafter to become due to the California volunteers under the Act for the relief of the enlisted men of the California volunteers in the service of the United States, approved April twenty-seventh, eighteen hundred and sixty-three, not now provided for by law ;

Also, Assembly bill No. 645, an Act to incorporate the Town of Santa Cruz ;

Also, Assembly bill No 568, an Act concerning roads and highways in the Counties of Klamath and Del Norte ;

Also, Assembly bill No. 422, an Act to authorize and empower the Board of Supervisors of the City and County of San Francisco to modify the grade of certain streets in said city and county ;

Also, Assembly bill No. 506, an Act relating to the publication of tax summons and executions in the County of Yuba ;

Also, Assembly bill No 552, an Act to establish and maintain public pounds for the better securing of estrays and other stock in the County of Alameda ;

Also, Assembly bill No. 701, an Act to create a Board of Water Commissioners in Siskiyou County for irrigating purposes, and to define their powers and duties ;

Also, Assembly bill No 528, an Act to amend an Act entitled an Act amendatory of an Act entitled an Act to define the boundaries and provide for the organization of Lake County, approved May twentieth, eighteen hundred and sixty-one, approved February twenty-ninth, eighteen hundred and sixty-four ;

Also, Assembly bill No. 476, an Act to authorize W. G. Hunt, L. M. Curtis, and others, to construct a lock in Cache Creek, at or near the outlet of Clear Lake, in Lake County ;

And on the twenty-ninth day of March, eighteen hundred and sixty-six, at ten o'clock and twenty minutes p. m., delivered the same to the Governor for his approval.

Also, have examined, and found correctly enrolled, Assembly concurrent resolution No. 71, authorizing the Controller to draw his warrant in favor of Andrew J. Marsh, for services as Clerk and shorthand reporter for special committee ;

Also, Assembly concurrent resolution No 73, granting leave of absence to J. G. Severance, District Attorney of Calaveras County ;

And on this, the thirtieth day of March, eighteen hundred and sixty-six, deposited the same in the office of the Secretary of State

COREY, Chairman.

Mr. Hogle, from the Committee on Engrossment, made the following report :

MR. SPEAKER :—The Committee on Engrossment have examined, and found correctly engrossed, Assembly bill No 642, an Act to provide for a railroad within the City and County of San Francisco, to be called the Half Dime Railroad ;

Also, Assembly bill No. 673, an Act to aid in the construction of a railroad in Sonoma County ;

Also, substitute for Assembly bill No. 340, an Act to amend an Act entitled an Act to amend an Act entitled an Act concerning Courts of justice of this State and judicial officers, approved April twentieth, eighteen hundred and sixty-three, approved March twenty-fourth, eighteen hundred and sixty-four ;

Also, substitute for Assembly bill No. 155, an Act relating to the forfeiture of mining claims;

Also, substitute for Assembly bill No. 658, an Act to authorize the sale and conveyance to William Alvord, his associates and assigns, of certain overflowed lands in the City and County of San Francisco;

Also, Assembly bill No. 271, an Act for the establishment of a State Infirmary.

HOGLE, for Committee.

Messrs. Holden, and Brown of Tulare, had leave to have their names recorded in the negative on the adoption of the constitutional amendment to the Constitution of the United States abolishing slavery.

On motion of Mr. Luttrell, Assembly bill No. 520, an Act concerning the collection of taxes, foreign miners' and other licenses, was taken up, committee amendments adopted in gross, read third time, and passed.

Mr. Eagar offered the following resolution:

Resolved, That in the opinion of this House the law known as the Specific Contract Law should not be repealed.

The Speaker pro tem (Mr. Wilcox,) having decided that the resolution was rejected, Mr. Eagar appealed from the decision of the Chair.

The decision of the Chair was sustained.

Mr. Clayton introduced a bill for an Act defining the mode of making street assessments in certain cases, in the City and County of San Francisco.

Read first and second times, and ordered on file.

Mr. Brown of Tulare made the following report:

MR. SPEAKER:—The Tulare delegation, having had under consideration Senate bill No. 458, an Act to legalize the acts of the County Recorders of the County of Tulare, beg leave to report the same back to the House, and recommend its passage.

BROWN, for Delegation.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

SENATE CHAMBER.

March 30th, 1866. }

MR. SPEAKER:—I am directed to inform the Assembly that the Senate, on this day, appointed a Committee of Conference on the disagreeing vote of the two Houses on Assembly bill No. 344, an Act to provide for the settlement of certain land claims within the City and County of San Francisco; that said committee, on the part of the Senate, is composed of Senators Dodge, Hager, and Ewer; and respectfully ask the appointment of a corresponding committee on the part of the Assembly.

JOHN WHITE,

Secretary of Senate.

The Speaker pro tem announced the following Committee of Conference on the disagreeing vote on Assembly bill No. 344: Messrs. Wiggin, Brown of Contra Costa, and Kidder.

Assembly bill No. 677, an Act relating to stationery for the Legislature—was taken up.

Mr. Eagar moved to indefinitely postpone the bill.

Messrs. Holden, Hawkins, and Johnson, moved the previous question.
Lost.

The Speaker pro tem announced the following Committee of Conference on the appropriation bill: Messrs. Eagar, Hill, and Holden.

Messrs. Hunt of Santa Clara, Hogle, and Meredith, demanded the previous question.

So ordered.

On the motion to indefinitely postpone the bill, Messrs. Chamberlain, Howard, and Meredith, demanded the ayes and noes, and the motion was lost, by the following vote:

AYES—Messrs. Eagar, Holden, and McClelland—3.

NOES—Messrs. Anthony, Ayer, Batchelder, Bledsoe, Bosquit, Bowman, Braly, Brown of Contra Costa, Brown of Tulare, Bugbee, Campbell, Chamberlain, Clayton, Coghlan, Collier, Corey, Dorr, Dornin, Downing, Dutton, Dwyer, Goodall, Greene, Hansbrow, Hatch, Hawkins, Hearst, Hill, Hogle, Hollister, Hopper, Howard, Huestis, Hunt of Sacramento, Hunt of Santa Clara, Ireland, Johnson, Lee, Leech, Lemon, Long, Mace, Meredith, Murch, Olds, Parrish, Pattison, Perrin, Peterson, Reed, Sawyer, Satterwhite, Sherwood, Singleton, Smith of Butte, Smith of El Dorado, Steele, Stewart, and Wiggin—59.

The bill was then ordered engrossed.

Mr. Bowman moved to reconsider the vote whereby was passed Assembly bill No. 548, an Act to change the time for holding municipal elections in the City and County of San Francisco, and to define the official terms of certain officers therein mentioned.

Mr. Holden moved to make the motion the special order for three o'clock P. M.

Mr. McClelland moved to lay the motion on the table.

Mr. Wiggin moved to indefinitely postpone the motion to reconsider.

On the motion to lay on the table, Messrs. Holden, Braly, and Hearst, demanded the ayes and noes, and the motion was lost, by the following vote:

AYES—Messrs. Bledsoe, Braly, Brown of Tulare, Downing, Hawkins, Hearst, Hoag, Holden, Hopper, Hunt of Sacramento, Long, Luttrell, Mace, McClelland, Parrish, Peterson, and Satterwhite—17.

NOES—Messrs. Anthony, Ayer, Batchelder, Bowman, Campbell, Clayton, Collier, Corey, Dorr, Dornin, Dutton, Dwyer, Goodall, Greene, Hansbrow, Hatch, Hill, Hogle, Hollister, Howard, Huestis, Hunt of Santa Clara, Ireland, Johnson, Leech, Lemon, Meredith, Murch, Olds, Pattison, Perrin, Reed, Sawyer, Sherwood, Smith of Butte, Smith of El Dorado, Stewart, Taylor, and Wiggin—39.

Messrs. Bowman, Clayton, and Dwyer, demanded the previous question.

Sustained.

The motion to reconsider was lost.

Mr. Luttrell had leave to have his name recorded in the negative on the passage of the above bill.

Assembly bill No. 677, an Act relating to stationery for the Legislature, was taken up, rules suspended, considered engrossed, read third time, and passed, and ordered sent to the Senate.

Mr. Peterson made the following report:

Mr. SPEAKER:—The Los Angeles and Tulare delegations, to whom was referred Senate bill No. 445, an Act to create the County of Kern, to define its boundaries, and to provide for its organization, have had the same under consideration, and ask respectfully to report the same back, and recommend its passage.

PETERSON,
PARRISH,
BROWN of Tulare,
For Delegations.

Senate bill No. 445, above reported, read third time, and passed.

Mr. Hopper introduced a bill for an Act to re-enact section one of an Act providing for the government of the County of Sacramento, approved April twenty-fifth, eighteen hundred and sixty-three.

Read first and second times, rules suspended, considered engrossed, read third time, and passed, and ordered sent to the Senate.

GENERAL FILE.

Substitute for Senate bill No. 103, an Act establishing the rates of fares on railroads, and other matters relating thereto.

The question being on the third reading of the bill, Messrs. Pattison, Dornin, and Dutton, demanded the previous question.

Sustained.

The bill was then read third time, and passed, and ordered sent to the Senate.

Mr. Coghlan rose to a point of order, viz: that a notice of a motion to reconsider the vote whereby the above bill was passed, was in order.

Overruled.

Mr. Coghlan appealed from the decision of the Chair.

Upon which, Messrs. Wilcox, Clayton, and Bowman, demanded the previous question, which was ordered, and the decision of the Chair was sustained.

Mr. Brown of Contra Costa, Chairman of the Judiciary Committee, made the following report:

Mr. SPEAKER.—The Judiciary Committee have had under consideration Assembly bill No. 747, an Act to amend an Act entitled an Act to create a Board of Supervisors in the counties of this State, and to define their duties and powers, and report it back, and recommend its passage;

Also, Senate bill No. 61, an Act concerning forcible entries and unlawful detainers, and report it back, and recommend its passage;

Also, Senate bill No. 296, an Act to amend an Act entitled an Act to regulate proceedings in civil cases in the Courts of Justice of this State, approved April twenty-ninth, eighteen hundred and fifty-one, as amended by subsequent Acts, and report it back, with amendments, and recommend its passage as amended;

Also, Senate bill No. 196, an Act to amend an Act entitled an Act to regulate proceedings in civil cases in the Courts of justice of this State, passed April twenty-ninth, eighteen hundred and fifty-one, and report it back, and recommend that the bill do not pass, for the reason that the provisions of the bill have been adopted in an Act passed at the present session of the Legislature.

BROWN, Chairman.

Senate bill No. 296, above reported, was taken up, committee amendment adopted, read third time, and passed.

Mr. Wiggin made the following report:

MR. SPEAKER:—The Committee of Conference appointed by the Senate and Assembly on the disagreeing vote of the two Houses on a certain amendment made by the Senate to Assembly bill No 344, an Act to provide for the settlement of certain land claims within the City and County of San Francisco, have conferred together, and recommend that the Assembly concur in Senate amendment.

WIGGIN,

KIDDER,

House Committee.

DODGE,

HAGER,

EWER,

Senate Committee.

The question being on the adoption of the report, Messrs. Bugbee, Eagar, and Clayton, demanded the previous question.

Sustained.

On the adoption of the report, Messrs. Singleton, Mace, and Coghlan, demanded the ayes and noes, and the report was adopted, by the following vote:

AYES—Messrs. Batchelder, Bosquit, Bowman, Braly, Brown of Contra Costa, Brown of Tulare, Bugbee, Campbell, Chamberlain, Chappell, Clayton, Corey, Dorr, Dornin, Dutton, Dwyer, Eagar, Goodwin, Hamlin, Hatch, Hawkins, Hearst, Hill, Hoag, Hogle, Hollister, Howard, Hunt of Santa Clara, Ireland, Johnson, Kidder, Lee, Leech, Lemon, Mace, McClelland, Olds, Parrish, Perrin, Peterson, Reed, Sawyer, Sexton, Sherwood, Singleton, Smith of Butte, Stewart, Tilden, Ward, Wiggin, Wilcox, and Mr. Speaker—52.

NOES—Messrs. Anthony, Ayer, Bledsoe, Chase, Coghlan, Collier, Downing, Greene, Hansbrow, Hopper, Huestis, Hunt of Sacramento, Long, Maholmb, Meredith, Murch, Satterwhite, Steele, and Taylor—19.

Mr. Holden offered the following concurrent resolution:

Resolved, By the Assembly, the Senate concurring, that this Legislature go into Joint Convention, in the Assembly Chamber, on Saturday, March thirty-first, A. D. eighteen hundred and sixty-six, at two o'clock P. M., for the purpose of electing five Directors for the Agricultural, Mining, and Mechanical Arts College; also, three Trustees for the State Reform School.

Adopted.

On motion of Mr. Hogle, Assembly bill No 687, an Act for the benefit of convicts in the State Prison, was considered in Committee of the Whole.

IN ASSEMBLY.

Reported, with an amendment, and amendment adopted.

The hour of one o'clock P. M. having arrived, the House took its daily recess.

HOUSE RE-ASSEMBLED.

At two o'clock P. M., the House re-assembled.

Speaker pro tem in the Chair.

Roll called.

Quorum present.

Mr. Hunt of Sacramento, Chairman of the Committee on Claims, made the following report:

MR. SPEAKER:—The Committee on Claims, to whom was referred Assembly bill No. 301, an Act for the relief of José Antonio Sanchez, late Captain of Company D, First Battalion Native Cavalry, California Volunteers, and José Redona, late First Lieutenant of same battalion and company, have had the same under consideration, and report it back, without recommendation;

Also, Assembly bill No. 468, an Act to appropriate money for the payment of George E. Goodman, J. B. Cook, and J. W. Morris, and report the same back, without recommendation;

Also, Assembly bill No. 668, an Act to appropriate money to pay the claim of the Hugh O'Neil Guard, and report the same back, without recommendation.

HUNT, for Committee.

Assembly bill No. 468, above reported, was taken up

On motion of Mr. Holden. Senate bill No. 309, (the special order of the day,) was postponed till after the disposition of Assembly bill No. 468.

The bill above reported was then considered in Committee of the Whole.

IN ASSEMBLY.

Reported, read third time, and passed.

Mr. McClelland moved to take up messages from the Senate.

Lost.

SPECIAL ORDER.

The House then took up the special order of the day, Senate bill No. 309, an Act to amend an Act entitled an Act concerning the Insane Asylum of California, and to levy a tax therefor, approved April twenty-fifth, eighteen hundred and sixty-three.

The question being on the third reading of the bill, Messrs. Sherwood, Wiggin, and Hunt of Santa Clara, demanded the previous question.

So ordered.

The bill was then read third time, and passed.

Mr. Olds moved to reconsider the vote whereby was passed an Act to provide for relocating the county seat of the County of Marin by the qualified voters of said county.

Lost.

Mr. Olds had leave of absence for the rest of the day.

Mr. McClelland moved to take up messages from the Senate.

Lost.

GENERAL FILE RESUMED.

Senate bill No. 209, an Act to provide for the incorporation of mutual insurance companies for the insurance of life and health against accidents—read third time, and passed.

Senate bill No. 136, an Act relating to fire and marine insurance companies—committee amendments adopted, read third time, and passed.

Assembly bill No. 443, an Act to amend an Act entitled an Act concerning crimes and punishments, passed April sixteenth, eighteen hundred and fifty, amended March eighth, eighteen hundred and sixty-three—substitute reported by committee adopted, rules suspended, considered engrossed, read third time, and passed.

Assembly bill No. 460, an Act to amend an Act concerning crimes and punishments, passed April sixteenth, eighteen hundred and fifty, amended March eighth, eighteen hundred and sixty-three—substitute reported by committee adopted, rules suspended, considered engrossed, read third time, and passed.

Assembly bill No. 629, an Act amendatory of an Act entitled an Act concerning crimes and punishments, passed April sixteenth, eighteen hundred and fifty—rules suspended, considered engrossed, read third time, and passed, and ordered sent to the Senate.

Assembly bill No. 520, an Act concerning the collection of taxes, foreign miners' and other licenses—read third time, and passed.

Mr. Tilden had leave to withdraw Assembly bill No. 644, an Act providing for certain indigent persons in this State.

Assembly bill No. 534, an Act to amend an Act to regulate proceedings in criminal cases—substitute adopted, rules suspended, considered engrossed, read third time, and passed, and ordered sent to the Senate.

Assembly bill No. 254, an Act to provide for a Chaplain and Physician for the State Prison of the State of California.

The question being upon the third reading of the bill Messrs. Howard, Hawkins, and Hunt of Santa Clara, demanded the previous question.

Sustained.

The bill was then read third time, and passed, and ordered sent to the Senate.

Senate concurrent resolution No. 34, relative to the present condition of national affairs.

Messrs. Chamberlain, Pattison, and Meredith, demanded the previous question.

On which, Messrs. Lupton, Long, and McClelland, demanded the ayes and noes, and the previous question was ordered, by the following vote:

AYES—Messrs. Anthony, Ayer, Batchelder, Bosquit, Bowman, Bugbee, Campbell, Chamberlain, Coghlan, Collier, Dorr, Dutton, Goodall, Hamlin, Hansbrow, Hatch, Hogle, Hollister, Howard, Huestis, Hunt of Sacramento, Hunt of Santa Clara, Ireland, Johnson, Kilder, Leech, Lemon, Meredith, Pattison, Perrin, Sexton, Smith of Butte, Smith of El Dorado, Stewart, Taylor—36

NOES—Messrs. Bledsoe, Braly, Brown of Tulare, Downing, Hawkins, Hoag, Holden, Long, Lupton, McClelland, Murch, Parrish, Peterson, Sawyer, Satterwhite, Singleton, and Wilcox—17.

The resolutions were then read the third time.

On the adoption of the resolutions, Messrs. Long, Lupton, and Hoag, demanded the ayes and noes, and the resolutions were adopted, by the following vote:

AYES—Messrs. Anthony, Ayer, Batchelder, Bosquit, Bowman, Brown of Contra Costa, Bugbee, Campbell, Chamberlain, Chappell, Coghlan, Collier, Dorr, Dutton, Goodall, Greene, Hamlin, Hansbrow, Hatch,

Hogle, Howard, Hunt of Sacramento, Hunt of Santa Clara, Ireland, Kidder, Leech, Lemon, Meredith, Murch, Pattison, Perrin, Sexton, Sherwood, Smith of Butte, Smith of El Dorado, Stewart, Taylor, Zuck, and Mr. Speaker—39.

Noes—Messrs Bled-oe, Braly, Brown of Tulare, Downing, Hawkins, Hearst, Hoag, Holden, Johnson, Long, Lupton, McClelland, Parrish, Satterwhite, Ward, and Wilcox—16.

Assembly bill No. 561, an Act to facilitate the detection of cattle thieves in certain counties of this State—committee substitute adopted, rules suspended, considered engrossed, read third time, and passed, and ordered sent to the Senate.

Assembly bill No. 639, an Act to amend an Act requiring compensation for causing death by wrongful act, neglect, or default, approved April twenty-sixth, eighteen hundred and sixty-two—substitute reported by the committee adopted, rules suspended, considered engrossed, read third time, and passed, and ordered sent to the Senate.

Mr. Smith of El Dorado withdrew Assembly bill No. 680, an Act to amend an Act entitled an Act to regulate the settlement of the estates of deceased persons, passed May first, eighteen hundred and fifty-one, and other Acts amendatory thereof.

Assembly bill No. 687, an Act for the benefit of convicts in the State Prison—taken up, rules suspended, considered engrossed, read third time, and passed, and ordered sent to the Senate.

Senate bill No. 189, an Act supplementary to an Act entitled an Act to prevent certain officers from dealing in certain securities, passed May fourth, eighteen hundred and fifty-two—substitute reported by committee adopted, read third time, and passed.

Assembly bill No. 633, an Act to repeal an Act to provide for ascertaining the amount of fees paid to certain officers, approved April fourth, eighteen hundred and sixty-four—ordered engrossed.

Assembly bill No. 713, an Act supplemental to the Act entitled an Act to regulate proceedings in civil cases in the Courts of justice of this State—indefinitely postponed.

Assembly bill No. 674, an Act for the relief of B. W. Arnold—considered in Committee of the Whole.

IN ASSEMBLY.

Reported, rules suspended, considered engrossed, read third time, and passed, and ordered sent to the Senate.

Assembly bill No. 703, an Act to appropriate money to pay the claim of W. J. Dakin—considered in Committee of the Whole.

IN ASSEMBLY.

Reported, rules suspended, considered engrossed, read third time, and passed, and ordered sent to the Senate.

Assembly bill No. 513, an Act supplementary to an Act entitled an Act supplementary to an Act concerning divorces, passed March twenty-fifth, eighteen hundred and fifty-one, approved April twenty-fourth, eighteen hundred and fifty-seven.

The question being on the engrossment of the bill. Messrs. Hunt of Santa Clara, Sherwood, and Hamlin, demanded the previous question.

So ordered.

The amendment reported by the committee was adopted, and the bill ordered engrossed, rules suspended, considered engrossed, read third time, and passed.

Assembly bill No. 250, an Act amending the Act of April twenty-seventh, eighteen hundred and sixty-three, entitled an Act concerning grand and trial jurors—*indefinitely postponed*.

Substitute for Senate bill No. 269, an Act supplementary to the Act of March twenty-sixth, eighteen hundred and fifty-one, concerning county records—read third time, and passed.

Mr. Mace introduced a bill for an Act to authorize the County Auditor of Fresno County to issue bonds to aid in the construction of a wagon road.

Read first and second times, rules suspended, considered engrossed, read third time, and passed, and ordered sent to the Senate.

Mr. Eagar made the following report:

MR. SPEAKER:—The Committee of Free Conference on the disagreeing vote of the two Houses on certain amendments made by the Senate to Assembly bill No. 630, an Act making appropriations for the support of the civil government of this State for the eighteenth and nineteenth fiscal years, commencing on the first day of July, one thousand eight hundred and sixty-six, and ending on the thirtieth day of June, one thousand eight hundred and sixty-eight, after having freely conferred together, report and recommend as follows: That the Assembly concur in the first Senate amendment non-concurred in, and that the Senate recede from the second and third Senate amendments non-concurred in.

SMITH,

Of Senate Committee.

EAGAR,

HILL,

HOLDEN,

Assembly Committee.

Adopted.

Mr. Downing offered the following resolution:

Resolved, By the Assembly, the Senate concurring, that the Governor of this State be and is hereby requested to appoint a Board of Commissioners, consisting of three Physicians, whose duty it shall be to make a thorough inquiry into the wants of the insane of California, and report upon the same to the Governor on or before the first day of October, A. D. eighteen hundred and sixty-seven. Said Board of Commissioners shall be entitled to receive for their services the mileage and per diem of members of the Legislature, to be paid out of the Contingent Fund of the Senate and Assembly at the seventeenth session; *provided*, that the aggregate sum paid to each of said Commissioners shall not exceed the amount of two hundred and fifty dollars; and *provided*, further, that said Commissioners shall not be appointed from parties who are or have at any time been connected with the management of the insane at Stockton, either as Physicians, Medical Visitors, or otherwise.

Mr. Zuck moved to indefinitely postpone the resolution.

Messrs Meredith, Zuck, and Anthony, demanded the previous question. Sustained.

The resolution was indefinitely postponed.

GENERAL FILE RESUMED.

Assembly bill No 316, an Act amendatory of an Act fixing the number of officers and employes of the Senate and Assembly, to define their duties and to establish their pay, approved May twentieth, eighteen hundred and sixty-one—read third time, and passed, and ordered sent to the Senate.

Mr. Coghlan had leave to withdraw Assembly bill No. 638, an Act making common carriers liable for the loss of life of passengers.

Assembly bill No 735, an Act for the better protection of hotel, inn, and boarding-house keepers.

The entire reading of the bill was dispensed with, on a division of the House.

Mr. Chamberlain moved to suspend the rules, and consider the bill engrossed.

Mr. Long moved to indefinitely postpone the bill.

So ordered.

Mr. Holden moved to reconsider the vote whereby was passed Assembly bill No. 565, an Act to authorize the removal of county seats.

Mr. Dornin moved to make the motion the special order for to-morrow at two o'clock p. m.

Carried.

The Governor's veto message on Assembly bill No. 507, an Act to authorize Joseph S. Alemany, Roman Catholic Archbishop of San Francisco, to sell and convey certain real estate situated in the City and County of San Francisco, was considered.

The question being, "Shall the bill pass notwithstanding the objections of the Governor?" the roll was called, and the bill was lost, by the following vote:

AYES—Messrs. Clayton, Hill, and Long—3.

NOES—Messrs. Anthony, Ayer, Batchelder, Blodsoe, Bosquit, Bowman, Braly, Brown of Contra Costa, Bugbee, Campbell, Chamberlain, Chase, Coghlan, Collier, Dorr, Downing, Dutton, Goodall, Greene, Hamlin, Hatch, Hawkins, Hearst, Hogle, Holden, Hollister, Hopper, Huestis, Hunt of Sacramento, Hunt of Santa Clara, Ireland, Lee, Leech, Lemon, Lupton, Mace, Maholmb, McClelland, Meredith, Murch, Parrish, Pattison, Perrin, Peterson, Sawyer, Satterwhite, Sexton, Sherwood, Singleton, Smith of El Dorado, Steele, Stewart, Taylor, Ward, Wilcox, and Zuck—56.

Assembly bill No. 705, an Act granting leave of absence from this State to John Gannon, Sheriff and Tax Collector of Marin County—read third time, and passed.

Assembly bill No. 653, an Act to amend an Act entitled an Act to regulate the settlement of the estates of deceased persons, passed May first, eighteen hundred and fifty-one—read third time, and passed.

Senate bill No 374, an Act to amend an Act entitled an Act concerning conveyances, passed April sixteenth, eighteen hundred and fifty, and the Act amendatory thereto, passed February fifteenth, eighteen hundred and sixty-four—committee amendment adopted, read third time, and passed.

Mr. Eagar offered a concurrent resolution providing for the printing of five hundred copies of such portions of the revenue laws as are necessary to be in the possession of the revenue officers.

Adopted.

Assembly bill No. 698, an Act to amend an Act entitled an Act to legalize certain acknowledgements, approved April twenty-seventh, eighteen hundred and sixty-three—rules suspended, considered engrossed, read third time, and passed, and ordered sent to the Senate.

Assembly bill No. 681, an Act to amend an Act to regulate the settlement of the estates of deceased persons, passed May first, eighteen hundred and fifty-one, and the Acts amendatory thereof and supplementary thereto—committee amendment adopted, rules suspended, considered engrossed, read third time, and passed.

Assembly bill No. 355, an Act to amend an Act entitled an Act in relation to liens of mechanics and others, approved April twenty-sixth, eighteen hundred and sixty-two—rules suspended, considered engrossed, read third time, and passed, and ordered sent to the Senate.

Substitute for Senate bill No. 344, an Act to amend section one hundred and twenty-one of the Act of May first, eighteen hundred and fifty-one, entitled an Act to regulate the settlement of the estates of deceased persons—read third time, and passed.

Assembly bill No. 583, an Act to amend an Act entitled an Act to provide revenue for the support of the government of this State—committee amendment adopted, rules suspended, considered engrossed, read third time, and passed, and ordered sent to the Senate.

Assembly bill No. 667, an Act to authorize Joseph J. Bullis, his associates and assigns, to construct a wharf at Point San Pedro, in the County of Marin—committee amendment adopted, rules suspended, considered engrossed, read third time, and passed, and ordered sent to the Senate.

Senate bill No. 436, an Act to authorize James Miller and N. J. Pishon, and their assigns, to keep, maintain, and operate a ferry across the Colorado River—committee amendments adopted, read third time, and passed.

The Speaker pro tem announced the following Committee of Free Conference on Hagar's school bill, Senate bill No. 109: Messrs. Hunt of Santa Clara, Perrin, and McClelland.

On motion of Mr. Dorr, Assembly bill No. 747, an Act to amend an Act to create a Board of Supervisors in the counties of this State, and to declare their powers and duties, was taken up, rules suspended, considered engrossed, read third time, and passed, and ordered sent to the Senate.

Senate bill No. 408, an Act for the protection of timber and fences from fires occasioned by trespassers upon private property—read third time, and passed.

Senate bill No. 436, an Act to authorize James Miller and N. J. Pishon, or their assigns, to keep, maintain, and operate a ferry across the Colorado River—read third time, and passed.

MESSAGES FROM THE SENATE.

The following messages were received from the Senate:

SENATE CHAMBER.

March 30th, 1866. }

Mr. SPEAKER:—In compliance with the request of the Assembly, the original copy of Senate bill No. 322 is herewith transmitted;

Also, this day, adopted the report of the Committee of Conference on

the disagreeing vote of the two Houses on Assembly bill No 344, relative to the settlement of outside lands in the City of San Francisco.

JOHN WHITE,
Secretary of Senate.

SENATE CHAMBER,
March 30th, 1866. }

Mr. SPEAKER :—The Senate, this day, passed Assembly bill No. 318, an Act to amend an Act entitled an Act to provide for the annulling of certificates of purchase of lands sold on a credit and declared forfeited for the nonpayment of interest or principal, and for the relief of purchasers of swamp and overflowed lands, approved April ninth, eighteen hundred and sixty-one ;

Also, passed substitute for Assembly bill No. 102, an Act entitled an Act concerning partnerships for mining purposes ;

Also, passed Assembly bill No. 670, an Act for the relief of A. H. Willard and J. B. Hartsough ;

Also, passed Senate bill No. 409, an Act to regulate the appointment of Trustees of express trusts in case of failure of the last Trustee ;

Also, passed Senate bill No. 336, an Act to amend section one hundred and forty-three of the Civil Practice Act.

CHAS. W. GORDON,
Assistant Secretary.

SENATE CHAMBER,
March 30th, 1866. }

Mr. SPEAKER :—The Senate, this day adopted, and ordered transmitted immediately to the Assembly, proposed amendment to the Constitution of the State of California.

CHAS. W. GORDON,
Assistant Secretary.

SENATE CHAMBER,
March 30th, 1866. }

Mr. SPEAKER :—Assembly bill No. 344, concerning the outside lands of San Francisco, is herewith transmitted to the Assembly

JOHN WHITE,
Secretary.

SENATE CHAMBER,
March 30th, 1866. }

Mr. SPEAKER :—The Senate, this day passed, and ordered transmitted immediately to the Assembly, substitute for Assembly bill No. 49, an Act to establish an Agricultural, Mining, and Mechanic Arts College.

CHAS. W. GORDON,
Assistant Secretary.

SENATE CHAMBER,
March 29th, 1866. }

Mr. SPEAKER :—The Senate, this day, passed Senate bill No. 461, an Act to provide for the construction of a wagon and turnpike road in the Counties of San Luis Obispo and Santa Barbara ;

Also, refused to recede from its amendments to Assembly bill No. 630, an Act making appropriations for the support of the civil government of this State for the eighteenth and nineteenth fiscal years commencing on

the first day of July, A. D. eighteen hundred and sixty-six, and ending on the thirtieth day of June, A. D. eighteen hundred and sixty-eight;

Also, appointed a Committee of Free Conference on the disagreeing vote of the two Houses, and request similar action by the Assembly. The committee are Messrs. Cunningham, Jones, and Smith.

CHAS. W. GORDON,
Assistant Secretary.

SENATE CHAMBER,
March 30th, 1866. }

Mr. SPEAKER:—The Senate, on yesterday, passed Assembly bill No. 691, an Act supplemental to an Act entitled an Act to provide for the reclamation and segregation of swamp and overflowed, and salt marsh, and tide lands donated to the State of California by an Act of Congress, approved May thirteenth, eighteen hundred and sixty-one, and all Acts supplemental to or amendatory thereof;

Also, passed Assembly bill No. 692, an Act supplemental to an Act entitled an Act to provide for the reclamation and segregation of swamp and overflowed, and salt marsh, and tide lands donated to the State of California by an Act of Congress, approved May thirteenth, eighteen hundred and sixty-one, and all Acts supplemental to and amendatory thereof;

Also, passed Assembly bill No. 478, an Act to authorize and empower the executor and executrix of Jean Claude Long, deceased, to sell personal estate;

Also, passed Assembly bill No. 720, an Act granting power to the Board of Supervisors of the City and County of San Francisco to order certain street work to be done as therein specified;

Also, passed Assembly bill No. 728, an Act to re-district the County of Santa Cruz, and to provide for the election of Supervisors;

Also, passed Assembly bill No. 423, an Act to authorize the guardian of the minor children of John K Osgood, late of the City and County of San Francisco, deceased, to sell and convey their real estate;

Also, passed, with amendments, Assembly bill No. 475, an Act to authorize the Trustees of Abby T. Whitney and others to sell and convey certain real estate;

Also, passed, with amendments, Assembly bill No. 474, an Act to authorize the Trustees of Sophie G. Whitney and others to sell and convey certain real estate;

Also, passed, with amendments, Assembly bill No. 721, an Act to provide for the compensation of the Clerk of the Auditor of the City and County of San Francisco;

Also, passed, with amendments, Assembly bill No. 716, an Act amendatory of and supplemental to an Act entitled an Act concerning roads and highways in the Counties of San Joaquin, Tuolumne, Plumas, and Siskiyou, approved April nineteenth, eighteen hundred and fifty-nine;

Also, adopted substitute for Assembly bill No. 353, an Act amendatory of and supplemental to an Act to provide revenue for the support of the government of this State, approved May seventeenth, eighteen hundred and sixty-one;

Also, concurred in Assembly amendments to Assembly bill No. 506, an Act to enable the several counties in this State to aid in the construction of railroads;

Also, concurred in Assembly concurrent resolution No. 74, appointing

W. B. Ewer Commissioner for the State of California to the World's Industrial Exhibition, to be held in the City of Paris;

Also, adopted memorial to Congress for the sale of coal lands in California;

Also, concurred in first, second, and third amendments, and refused to concur in fourth amendment to substitute for Senate bill No. 109, an Act for the government and maintenance of common schools in the City and County of San Francisco;

Also, this day, appointed Messrs. Dodge, Hager, and Ewer, a Committee of Free Conference on Assembly bill No. 344, pertaining to outside lands in the County of San Francisco.

CHAS. W. GORDON,
Assistant Secretary.

SENATE CHAMBER, }
March 30th, 1866. }

Mr. SPEAKER:—The Senate, this day, passed, with amendments, Assembly bill No. 724, an Act to provide for the selection of the lands donated to the State of California by Act of Congress, approved July second, eighteen hundred and sixty-two, for the endowment of colleges for the benefit of agriculture and the mechanic arts, and all land that may be granted to the State for like purposes;

Also, passed Assembly bill No. 588, an Act for the encouragement of silk culture in California;

Also, passed Assembly bill No. 578, an Act amendatory of and supplemental to an Act regulating rodeos, passed April thirtieth, eighteen hundred and fifty-one;

Also, passed Assembly bill No. 739, an Act to amend section first of an Act entitled an Act to provide for the construction and repair of certain roads in Butte County;

Also, adopted Senate concurrent resolution No. 44, to prevent the sale of spurious imitations of native wines and brandies;

Also, appointed Messrs. Hale, Evans, and Knox, a Committee of Conference on the disagreeing vote on Senate bill No. 216, relative to provision for revenue to support the civil government.

CHAS. W. GORDON,
Assistant Secretary.

Senate bill No. 336, above reported, read first and second times, and referred to the Judiciary Committee.

Senate bill No. 409, above reported, read first and second times, and referred to the Judiciary Committee.

Senate concurrent resolution No. 44, above reported, read first and second times, rules suspended, read third time, and adopted in concurrence.

Senate bill No. 322, above reported, read first and second times.

Mr. Dornin moved to refer the bill to the Committee on Ways and Means.

Lost.

The rules were suspended, and the bill read the third time.

Messrs. Anthony, Ayer, and Dutton, demanded the previous question.

Sustained.

On the passage of the bill, Messrs. Taylor, Wiggin, and Dornin, demanded the ayes and noes, and the bill was lost, by the following vote:

AYES—Messrs. Anthony, Batchelder, Bosquit, Bowman, Braly, Brown of Tulare, Chamberlain, Clayton, Dutton, Dwyer, Goodall, Hamlin, Hollister, Hopper, Howard, Huestis, Ireland, Lee, Lemon, Lupton, McClelland, Sexton, Sherwood, Wiggin, and Wilcox—25.

NOES—Messrs. Ayer, Bledsoe, Bugbee, Campbell, Coghlan, Collier, Dornin, Downing, Greene, Hainsbrow, Hearst, Hill, Hoag, Holden, Leech, Long, Meredith, Murch, Parrish, Pattison, Perrin, Satterwhite, Singleton, Smith of Butte, Smith of El Dorado, Steele, Stewart, Taylor, and Ward—29.

At four o'clock and fifty minutes p. m., Mr. Lee moved to adjourn.

Lost.

Substitute for Senate bill No. 109, above reported, was considered.

The question being, "Shall the House recede from its amendments to the bill?" Messrs. Hawkins, Hopper, and Leech, demanded the previous question.

On receding from the first amendment to the bill, Messrs. Holden, Bowman, and Dwyer, demanded the ayes and noes, and the House refused to recede, by the following vote:

So ordered.

AYES—Messrs. Bledsoe, Braly, Brown of Tulare, Clayton, Corey, Dorr, Dornin, Downing, Dwyer, Hawkins, Hearst, Holden, Howard, Leech, Lupton, Mace, McClelland, Parrish, Satterwhite, Wiggin, and Wilcox—20.

NOES—Messrs. Anthony, Batchelder, Bosquit, Bowman, Bugbee, Chamberlain, Coghlan, Collier, Dutton, Eagar, Goodall, Hamlin, Hatch, Hill, Hogle, Hollister, Hopper, Hunt of Santa Clara, Ireland, Lee, Long, Meredith, Murch, Pattison, Perrin, Sexton, Sherwood, Smith of Butte, Smith of El Dorado, Steele, Stewart, and Tilden—33.

The House also refused to recede from its amendments, numbers two and three, to the bill.

Mr. Hunt of Santa Clara moved the appointment of a Committee of Free Conference on the bill.

Carried.

The Speaker appointed as such committee, Messrs. Hunt of Santa Clara, and McClelland.

At five o'clock and twenty minutes p. m., Mr. Eagar moved to adjourn.

Lost.

FURTHER CONSIDERATION OF SENATE MESSAGES.

The House concurred in Senate amendments to Assembly bill No. 716, above reported.

Senate bill No. 141, above reported, read first and second times, rules suspended, read third time, and passed.

The House adopted, in concurrence, the Senate substitute for Assembly bill No. 353, above reported.

At five o'clock and twenty-five minutes p. m., Mr. Lupton moved to adjourn.

Lost.

The proposed amendments to the Constitution, above reported, were read, and referred to the Judiciary Committee.

The House concurred in Senate amendments to Assembly bill No. 474, above reported.

The House concurred in Senate amendments to Assembly bill No. 475, above reported.

The House concurred in Senate amendments to Assembly bill No. 724, above reported.

The House concurred in Senate amendments to Assembly bill No. 721, above reported.

At five o'clock and thirty minutes P. M., on motion of Mr. Hawkins, the House adjourned.

EVENING SESSION.

House met pursuant to adjournment.

Speaker in the Chair.

Mr. Dornin moved a call of the House.

Carried.

The roll was called, and the following members were absent without leave :

Messrs. Ayer, Brown of Tulare, Campbell, Chase, Corey, Dorr, Goodwin, Hawkins, Hearst, Hoag, Hollister, Hopper, Kidder, Lee, Long, Lupton, Luttrell, Mace, Maholmb, Olds, Sawyer, Smith of Butte, Ward, Wiggin, and Wilcox.

On motion of Mr. Hill, further proceedings under the call were dispensed with.

SPECIAL FILE.

Assembly bill No. 658, an Act to authorize the sale and conveyance to William Alvord, his associates and assigns, of certain overflowed lands in the City and County of San Francisco—read third time

The question being on the passage of the bill, Messrs. Holden, Hawkins, and Brown of Tulare, demanded the ayes and noes, and the bill passed, by the following vote :

AYES—Messrs. Anthony, Ayer, Batchelder, Bosquit, Bowman, Brown of Contra Costa, Bugbee, Chamberlain, Chappell, Clayton, Coghlan, Collier, Corey, Dornin, Dutton, Dwyer, Goodall, Greene, Hamlin, Hatch, Hill, Holden, Howard, Hunt of Sacramento, Hunt of Santa Clara, Ireland, Johnson, Leech, Lemon, Meredith, Pattison, Sexton, Sherwood, Smith of El Dorado, Stewart, and Wilcox—34.

NOES—Messrs. Bledsoe, Braly, Brown of Tulare, Campbell, Hansbrow, Hawkins, Hearst, Hoag, Hogle, Hollister, Hopper, Lupton, McClelland, Parrish, Perrin, Peterson, Reed, Sawyer, Satterwhite, Singleton, Steele, Taylor, and Tilden—23.

Mr. Holden gave notice of a motion to reconsider the above vote.

Assembly bill No. 642, an Act to provide for a railroad within the City and County of San Francisco, to be called the Half Dime Railroad—read third, and passed, and ordered sent to the Senate.

MESSAGE FROM THE SENATE.

The following message was received from the Senate :

SENATE CHAMBER.

March 30th, 1866 }

Mr. SPEAKER :—The Senate, this day, refused to adopt the majority report of the Committee on Free Conference on the disagreeing vote of the two Houses on Assembly bill No. 630, the general appropriation bill for the fiscal years commencing the first day of July, eighteen hundred and sixty-six, and ending on the thirtieth day of June, eighteen hundred and sixty-eight;

Also, on the twenty-eighth instant, adopted substitute for Senate bill No. 71, an Act relating to criminal prosecutions.

CHAS. W. GORDON,

Assistant Secretary.

Substitute for Senate bill No. 71, above reported, was read first and second times, and referred to the Judiciary Committee.

Mr. Chamberlain moved that the House concur in Senate amendments to the appropriation bill, above reported.

The previous question was moved, and sustained.

The question being stated, "Shall the House recede?" the roll was called, and the House receded, by the following vote :

AYES—Messrs. Anthony, Ayer, Batchelder, Bledsoe, Bosquit, Bowman, Braly, Brown of Contra Costa, Brown of Tulare, Bugbee, Campbell, Chamberlain, Chappell, Clayton, Coghlan, Collier, Corey, Dorr, Dornin, Downing, Dutton, Dwyer, Goodall, Greene, Hamlin, Hatch, Hogle, Hollister, Howard, Huestis, Hunt of Sacramento, Hunt of Santa Clara, Ireland, Kidder, Lee, Lemon, Long, Meredith, March, Olds, Pattison, Perrin, Reed, Satterwhite, Sherwood, Smith of Butte, Smith of El Dorado, Steele, Stewart, Taylor, Wiggin, and Zuck—52.

NOES—Messrs. Eggar, Goodwin, Hansbrow, Hawkins, Hearst, Hill, Hoag, Holden, Hopper, Johnson, Leech, Lupton, McClelland, Parrish, Peterson, Sawyer, Sexton, Tilden, and Wilcox—19.

So the House concurred in the Senate amendments to the bill.

At eight o'clock and ten minutes P. M., Mr. Wilcox moved to adjourn. Lost.

Mr. Hansbrow offered a concurrent resolution requesting the Governor to veto Assembly bill No 399, an Act to aid in the construction of the Sacramento Valley and Placerville Railroad.

Mr. Sawyer moved to lay the resolution on the table.

On which, Messrs. Hansbrow, Sawyer, and Kidder, demanded the ayes and noes, and the motion was lost, by the following vote :

AYES—Messrs. Campbell, Chappell, Coghlan, Dorr, Goodwin, Hill, Hogle, Hollister, Hopper, Huestis, Hunt of Sacramento, Kidder, Lee, Luttrell, Maholmb, Olds, Parrish, Peterson, Sawyer, Satterwhite, Sexton, Sherwood, Singleton, Smith of Butte, Smith of El Dorado, Steele, Taylor, Tilden, and Wilcox—29.

NOES—Messrs. Ayer, Batchelder, Bledsoe, Bosquit, Bowman, Braly, Brown of Contra Costa, Brown of Tulare, Bugbee, Chamberlain, Clayton, Collier, Corey, Dornin, Downing, Dutton, Dwyer, Eggar, Greene, Hamlin, Hansbrow, Hatch, Hawkins, Hearst, Holden, Howard, Hunt of Santa Clara, Ireland, Johnson, Lemon, Long, Lupton, McClelland, Pattison, Perrin, Stewart, Wiggin, and Zuck—33.

At eight o'clock and thirty minutes P. M., Mr. Hogle moved to adjourn.

Upon which, Messrs. Wiggin, Dwyer, and Hansbrow, demanded the ayes and noes, and the motion was lost, by the following vote :

AYES—Messrs. Campbell, Coghlan, Goodwin, Hearst, Hill, Hoag, Hogle, Kidder, Leech, Luttrell, Parrish, Peterson, Satterwhite, Sexton, Smith of Butte, and Wilcox—16.

NOES—Messrs. Anthony, Ayer, Batchelder, Bosquit, Bowman, Braly, Brown of Contra Costa, Brown of Tulare, Bagbee, Chamberlain, Chappell, Clayton, Collier, Corey, Dornin, Downing, Dutton, Dwyer, Goodall, Hamlin, Hansbrow, Hatch, Hawkins, Holden, Hollister, Hopper, Huestis, Hunt of Sacramento, Hunt of Santa Clara, Ireland, Johnson, Lee, Lemon, Long, Lupton, McClelland, Murch, Olds, Pattison, Perrin, Sherwood, Singleton, Smith of El Dorado, Steele, Stewart, Taylor, Tilden, Wiggin, and Zuck—49.

Mr. Long offered an amendment to the resolution.

Mr. Corey, Chairman of the Committee on Enrolment, made the following report :

MR. SPEAKER :—The Committee on Enrolment have examined, and found correctly enrolled, Assembly bill No. 636, substitute for Assembly bills Nos. 29, 62, 126, 215, 216, 230, 291, 339, 351, 356, 364, 400, 420, 470, 496, 536, 550, and 559, and Senate bills Nos. 165 and 176, an Act to amend an Act entitled an Act to regulate proceedings in civil cases in the Courts of justice of this State, passed April twenty-ninth, eighteen hundred and fifty-one, and all Acts amendatory thereof and supplementary thereto ;

Also, Assembly bill No. 722, an Act to facilitate the collection of delinquent taxes in the City and County of San Francisco ;

Also, Assembly bill No. 465, an Act to provide for the construction of a county road in Marin County by the Supervisors of Marin County ;

Also, Assembly bill No. 500, an Act to appropriate money to pay the outstanding Indian war bonds issued by the State of California under an Act of the Legislature, approved May third, eighteen hundred and fifty-two, and Acts supplementary thereto ;

Also, Assembly bill No. 591, an Act supplementary to and amendatory of an Act entitled an Act to provide for the reclamation and segregation of swamp and overflowed, and salt marsh, and tide lands donated to the State of California by an Act of Congress, approved May thirteenth, eighteen hundred and sixty-one, and all Acts amendatory thereof ;

Also, Assembly bill No. 478, an Act to authorize and empower the executor and executrix of Jean Claude Long, deceased, to sell personal estate ;

Also, Assembly bill No. 440, an Act to reincorporate the Town of Santa Clara ;

Also, Assembly bill No. 392, an Act to amend an Act entitled an Act to grant the right to improve the navigation of Petaluma Creek, approved April eleventh, eighteen hundred and fifty-nine, to extend the time for the completion of the improvements, and provide for the payment thereof ;

Also, Assembly bill No. 720, an Act granting power to the Board of Supervisors of the City and County of San Francisco to order certain street work to be done as therein specified ;

Also, Assembly bill No. 423, an Act to authorize the guardian of the

minor children of John K. Osgood, late of the City and County of San Francisco, deceased, to sell and convey their real estate;

Also, Assembly bill No. 691, an Act supplemental to an Act entitled an Act to provide for the reclamation and segregation of swamp and overflowed, and salt marsh and tide lands donated to the State of California by an Act of Congress, approved May thirteenth, eighteen hundred and sixty-one, and all Acts supplemental to or amendatory thereof;

Also, Assembly bill No. 723, an Act to re-district the County of Santa Cruz, and provide for the election of Supervisors;

And on this, the thirtieth day of March, eighteen hundred and sixty-six, at seven o'clock P. M., delivered the same to the Governor for his approval.

COREY, Chairman.

Mr. Downing moved to lay the resolutions on the table.

Carried.

Mr. Chamberlain rose to a point of order, viz: that the motion was out of order, it having previously been made and lost.

The point of order was overruled.

Mr. Chamberlain appealed from the decision of the Chair.

At nine o'clock and twenty minutes P. M., Mr. Sawyer moved to adjourn.

Upon which, Messrs. Greene, Pattison, and Zuck, demanded the ayes and noes, and the House refused, by the following vote:

AYES—Messrs. Campbell, Chappell, Cogblan, Eagar, Goodwin, Hearst, Hill, Hoag, Hollister, Hopper, Johnson, Kidder, Lee, Loech, Lupton, Maholmb, McClelland, Parrish, Peterson, Sawyer, Satterwhite, Sexton, Sherwood, Singleton, Smith of Butte, Smith of El Dorado, and Steele—27.

NOES—Messrs. Ayer, Batchelder, Bledsoe, Bosquit, Bowman, Braly, Brown of Contra Costa, Brown of Tulare, Bugbee, Chamberlain, Clayton, Collier, Dornin, Downing, Dutton, Dwyer, Goodall, Greene, Hamlin, Hansbrow, Hawkins, Hogle, Holden, Howard, Hunt of Santa Clara, Ireland, Lemon, Long, Murch, Olds, Pattison, Perrin, Reed, Stewart, Tilden, Wiggin, and Zuck—37.

Mr. Chamberlain moved to take the resolutions from the table.

Mr. Wilcox rose to a point of order.

Mr. Cogblan rose to another point of order, viz: that the resolutions should be treated as a bill.

At nine o'clock and thirty minutes P. M., Mr. Cogblan moved to adjourn.

Ruled out of order.

Mr. Zuck moved the previous question.

A motion was made to adjourn.

Carried.

IN ASSEMBLY.

HOUSE OF ASSEMBLY,
Saturday, March 31st, 1866. }

House met pursuant to adjournment.

Speaker in the Chair.

Roll called

Quorum present.

Prayer by the Chaplain.

On motion of Mr. Eagar, the reading of the Journal of yesterday was dispensed with, and the Journal was then approved.

Mr. Perrin again had leave to have his name recorded in the negative on the passage of the Act to aid in the construction of the California, Idaho, and Montana Wagon Road.

On motion of Mr. Brown of Tulare, Senate bill No. 458 was taken up, read third time, and passed.

Assembly bill No. 673 was taken up, read third time, and passed.

REPORTS.

Mr. Bugbee made the following report :

MR. SPEAKER:—The committee to whom was referred Assembly bill No 585, an Act to transfer certain funds, having ascertained that there are no funds in the Treasury unappropriated, report the same back, and recommend that it do not pass.

BUGBEE, for Committee.

Mr. Bugbee had leave to withdraw Assembly bill No. 585, above reported.

Mr. Howard moved to reconsider the vote whereby was passed Assembly bill No. 322.

Lost.

The bill was then ordered sent to the Senate.

Mr. Brown of Contra Costa, Chairman of the Judiciary Committee, made the following report :

MR. SPEAKER:—The Judiciary Committee, to whom was referred the proposed amendments to the Constitution of the State of California, having considered the same, report the same back to the Assembly, and recommend the passage thereof;

Also, Senate bill No 437, an Act to re-enact section one of an Act entitled an Act providing for the government of the County of Sacramento, approved April twenty-fifth, eighteen hundred and sixty-three, and to repeal a certain Act amendatory of and supplementary to said Act, and report it back to the Assembly, without recommendation; the question being entirely local, the Sacramento delegation should be consulted as to the propriety of the passage of the bill;

Also, Senate bill No. 304, an Act to make falsely using, uttering, or publishing certain words, actionable, and report it back, with amendments, and recommend its passage as amended;

Also, Assembly bill No. 280, an Act to protect the wages of labor in this State, and report it back, without recommendation;

Also, Assembly bill No. 276, an Act for the better protection of the working people of the State of California, and report it back, without recommendation ;

Also, Assembly bill No. 133, an Act to provide for opening, establishing, and maintaining public roads in the County of Contra Costa, and amendatory of and supplementary to other Acts in relation thereto, and recommend the passage thereof ;

Also, petition No. 32, asking that the law relating to Justices of the Peace and Constables be changed, and recommend that it be indefinitely postponed ;

Also, Assembly bill No. 63, an Act to amend the Act of April twenty-eighth, eighteen hundred and fifty-seven, entitled an Act to regulate fees in office in certain counties in this State, and report it back, without recommendation ;

Also, Senate bill No. 243, an Act to amend an Act entitled an Act to regulate proceedings in criminal cases, passed May first, eighteen hundred and fifty-one, and report it back, and recommend its passage ;

Also, Senate bill No. 409, an Act to regulate the appointment of Trustees of express trusts in case of failure of the last Trustee, and report it back, and recommend its passage ;

Also, an Act entitled an Act relating to criminal prosecutions, and report it back, and recommend its passage.

BROWN, Chairman.

Mr. Brown of Contra Costa introduced a bill for an Act to amend an Act to create the office of State Printer, and to define the duties and compensation thereof, and to provide for the time and manner of election, approved May first, eighteen hundred and fifty-four, and all Acts amendatory thereof and supplementary thereto.

Read first and second times, rules suspended, considered engrossed, read third time, and passed, and ordered sent to the Senate.

Mr. Sherwood, Chairman of the Committee on Public Expenditures and Accounts, made the following report :

MR. SPEAKER :—The Committee on Public Expenditures and Accounts have examined and found correct the following bills, beg leave to report the same, and recommend the adoption of the accompanying resolution :

To whom due.	Amounts.
Grover, St. Louis & Co., for Woodland News.....	\$4 00
Benjamin Dore, for Christian Spectator.....	21 00
Benjamin Dore, for California Chronicle.....	6 00
John C. Boggs, for Stars and Stripes.....	3 00
C. Rave, for locks, etc.....	3 00
T. H. Hittell, for Hittell's Digest.....	20 00
William Clark, for lamp and globe.....	8 00
C. H. Krebs, for glass, and setting same.....	2 50

Resolved, That the Controller of State be and he is hereby authorized and required to draw his warrants on the Contingent Fund of the Assembly in favor of the following named persons :

In favor of Grover, St. Louis & Co., for four dollars;
 In favor of Benjamin Dore, for twenty-seven dollars;
 In favor of John C. Boggs, for three dollars;
 In favor of C. Rave, for three dollars;
 In favor of T. H. Hittell, for twenty dollars;
 In favor of William Clark, for eight dollars;
 In favor of C. H. Krebs, for two dollars and fifty cents.

SHERWOOD, Chairman.

The resolution above reported was adopted.

Mr Howard had leave to introduce a bill for an Act for the relief of the Magdalen Asylum of the City and County of San Francisco

Read first and second times, rules suspended, considered engrossed, read third time, and passed, and ordered sent to the Senate

Mr. Hopper, Chairman of the Committee on Counties and County Boundaries, made the following report:

MR. SPEAKER:—The Committee on Counties and County Boundaries have had under consideration Assembly bill No. 312, an Act to submit the question of the removal of the county seat of Mono to the qualified voters thereof, and report the same back, and recommend that it do not pass.

HOPPER, Chairman.

Mr. Greene verbally reported Senate bill No. 443, recommending the passage thereof.

Mr. Hansbrow moved to take up the resolution introduced by himself last evening, requesting the Governor to veto the Act to aid in the construction of the Placerville and Sacramento Valley Railroad

On motion of Mr. Luttrell, a call of the House was ordered.

Messrs. Corey, Dornin, and Anthony, had leave of absence.

The roll was called, and the following members were absent without leave: Messrs. Brown of Amador, Brown of Contra Costa, Chase, Corey, Dornin, Dwyer, Goodwin, Hearst, Hogle, Hunt of Sacramento, Hunt of Santa Clara, Johnson, Long, Lupton, Tilden, Wiggin, and Wilson.

Mr. Brown of Contra Costa appeared at the bar of the House, and was excused.

Mr. Bledsoe moved that further proceedings under the call be dispensed with.

Lost.

Messrs. Hunt of Santa Clara, Hunt of Sacramento, Tilden, Long, and Goodwin, appeared at the bar of the House, and were excused upon paying the usual fee to the Sergeant-at-Arms for effecting the arrest.

On motion of Mr. Brown of Contra Costa, further proceedings under the call were dispensed with.

Mr. Reed moved to indefinitely postpone the motion to take from the table.

Upon which, Messrs. Smith of El Dorado, Hawkins, and Hansbrow, demanded the ayes and noes, and the motion to postpone prevailed, by the following vote:

AYES—Messrs. Campbell, Chappell, Coghlan, Dorr, Eagar, Goodall, Goodwin, Hill, Hoag, Hogle, Hollister, Hopper, Huestis, Hunt of Sacramento, Kidder, Lee, Leech, Luttrell, Mace, Maholmb, McClelland, Olds,

Parrish, Peterson, Reed, Sawyer, Satterwhite, Sexton, Sherwood, Singleton, Smith of Butte, Smith of El Dorado, Steele, Taylor, Tilden, Ward, and Wilcox—37.

NOES—Messrs. Ayer, Batchelder, Bledsoe, Bosquit, Bowman, Braly, Brown of Contra Costa, Bugbee, Chamberlain, Clayton, Collier, Dornin, Downing, Dutton, Dwyer, Greene, Hamlin, Hansbrow, Hatch, Hawkins, Holden, Howard, Hunt of Santa Clara, Ireland, Lemon, Long, Murch, Pattison, Perrin, Stewart, and Zuck—31.

On motion of Mr. Brown of Contra Costa, the proposed amendments to the Constitution, reported by the Judiciary Committee, were taken up, amended, and adopted by the following vote :

AYES—Messrs. Ayer, Batchelder, Bledsoe, Bosquit, Bowman, Braly, Brown of Contra Costa, Brown of Talare, Bugbee, Chamberlain, Clayton, Collier, Dornin, Dutton, Eagar, Goodall, Greene, Hamlin, Hansbrow, Hatch, Hawkins, Hearst, Hogle, Holden, Howard, Huestis, Hunt of Sacramento, Hunt of Santa Clara, Ireland, Leech, Lemon, McClelland, Meredith, Murch, Olds, Pattison, Perrin, Peterson, Sexton, Sherwood, Singleton, Stewart, and Zuck—43.

NOES—Messrs. Campbell, Chappell, Dorr, Downing, Goodwin, Hill, Hoag, Hollister, Hopper, Kidder, Long, Mace, Maholmb, Parrish, Satterwhite, Smith of Butte, Smith of El Dorado, Steele, Taylor, Tilden, Ward, and Wilcox—22.

MESSAGES FROM THE GOVERNOR

The following messages were received from the Governor :

STATE OF CALIFORNIA, EXECUTIVE DEPARTMENT, }
Sacramento, March 31st, 1866. }

To the Assembly of the State of California :

I have to inform your honorable body that I have approved Assembly bill No. 394, an Act amendatory of and supplementary to an Act entitled an Act creating the offices of Township Collectors and Assessors in the Counties of El Dorado and Amador, approved April twenty-fifth, eighteen hundred and sixty-two ;

Also, Assembly bill No. 617, an Act to legalize certain acts of the Board of Supervisors of Contra Costa County ;

Also, Assembly bill No. 481, an Act in relation to the office of Assessor of the City and County of San Francisco ;

Also, Senate substitute for Assembly bill No. 429, an Act to provide a fund for the erection of county buildings in the County of Marin, and other matters in relation thereto ;

Also, substitute for Assembly bill No. 392, an Act granting to certain parties the right to construct and maintain a turnpike road within the Counties of El Dorado and Amador ;

Also, Assembly bill No. 217, an Act to authorize William Codington, Jonathan Clark, Casper S. Ricks, T. D. Felt, and W. B. Dobyns, of Humboldt County, and John Simpson, Hiram Willits, and William Heizer, of Mendocino County, together with those whom they may associate with them, to construct a turnpike road from the present settlement on Eel River, in Humboldt County, to Long Valley, in Mendocino County, and to charge and collect toll thereon ;

Also, Assembly bill No. 575, an Act to fix the salary of the Superintendent of Common Schools of San Joaquin County ;

Also, Senate substitute for Assembly bill No. 464, an Act to fix the fees and compensation of certain officers in the County of San Joaquin;

Also, Assembly bill No. 683, an Act to fix the compensation of the Board of Supervisors of Sonoma County, and to define their powers and duties;

Also, Assembly bill No. 436, an Act concerning the Board of State Capitol Commissioners;

Also, Assembly bill No. 576, an Act for the settlement of delinquent taxes for the year eighteen hundred and sixty-two in the County of San Luis Obispo;

Also, Assembly bill No. 444, an Act to authorize H. H. Smith and others to construct and maintain a turnpike road from Cave Valley to a point on the line of the Central Pacific Railroad at or near Auburn Station;

Also, Assembly bill No. 82, an Act to authorize H. B. Tichenor and R. G. Byxbee to construct a railroad and railroad wharf in Mendocino County;

Also, Assembly bill No. 473, an Act to authorize the construction of a wagon road from the Town of La Porte, in the County of Sierra, to the Town of Quincy, in Plumas County;

Also, Assembly bill No. 383, an Act to provide for the construction of a wagon road from the Town of Oroville, in the County of Butte, to Beckwith's Pass, in Plumas County;

Also, Assembly bill No. 457, an Act for the preservation of trout in the Counties of San Mateo and Santa Clara;

Also, Assembly bill No. 640, an Act to appropriate money for the contingent expenses of the Legislature;

Also, Assembly bill No. 440, an Act to reincorporate the Town of Santa Clara.

FRED'K F. LOW,
Governor.

STATE OF CALIFORNIA, EXECUTIVE DEPARTMENT, }
Sacramento, March 31st, 1866. }

To the Assembly of the State of California:

I herewith return, without my approval, Assembly bill No. 399, an Act to aid the construction of the Placerville and Sacramento Valley and the Western Pacific Railroads.

The bill provides that the State shall guarantee and pay the interest, at the rate of seven per cent per annum, on bonds hereafter to be issued by the Placerville and Sacramento Valley Railroad Company, in the sum of seven hundred and fifty thousand dollars, and in like manner guarantee and pay the interest on certain bonds already issued by the Western Pacific Railroad Company, in the sum of one million five hundred thousand dollars, at the rate of six per cent per annum, the interest in both cases to be paid semi-annually for the term of twenty years.

To provide a fund for the payment of the interest herein specified, a tax of ten cents on each one hundred dollars of taxable property in the State is levied annually for the period of twenty years. If the amount to be derived from the tax levied be insufficient to pay the interest, then the State Treasurer is authorized and required to supply the deficiency from any moneys that may be in the General Fund. In other words,

the State, by virtue of this bill, promises and agrees to pay annually to the holders of the Placerville and Sacramento Valley Railroad Company's bonds, fifty-two thousand five hundred dollars, and to the holders of the bonds of the Western Pacific Railroad Company, ninety thousand dollars, making a total of two million eight hundred and fifty thousand dollars for the twenty years

The only return to the State for this expenditure, in addition to the general advantages which will result from the construction of the roads, appears to be the free transportation of public messengers, convicts going to the State Prison, lunatics going to the In-sane Asylum, materials for the construction of State buildings, articles intended for exhibition at the fairs of the State Agricultural Society, and in case of war, invasion, or insurrection, as well as at other times, free transportation for all troops and munitions of war belonging to the State. No conditions are imposed upon the proprietors of these roads further than that one shall build and equip at least twenty miles of road each year hereafter, and that the other shall build and equip ten miles annually, including that portion already constructed, until the former shall be completed from San José to Sacramento, via Stockton, and the latter from Folsom to Placerville. The length of the first named road is about one hundred and twenty miles, of which nearly twenty miles are built, and of the one last named thirty miles are in running order, leaving but ten or twelve miles to be completed under the provisions of this bill.

Leaving out of view the legal and constitutional questions involved, I cannot reconcile measures of this character with my settled convictions of public policy. Is it of sufficient importance to the people of the whole State that ten miles of railroad be built between Shingle Springs and Placerville, to justify a contribution of one million and fifty thousand dollars? And will the State receive in any manner a *quid pro quo* for accelerating the construction of the road from San José to Sacramento, by a donation of one million eight hundred thousand dollars? I think not.

It is said that the Placerville and Sacramento Valley Railroad is intended as a connecting link in a railroad across the Sierras; an enterprise which, if carried out, will be of great importance. It is also said that a portion of the proposed subsidy will be used for extending the line beyond Placerville. If this be the intention, it should have been made a condition in the bill. I am not disposed to underestimate the importance of a speedy construction of both the railroads mentioned in this bill, yet neither of them appear to be of such value to the people of the State as to justify appropriations in their behalf of the magnitude proposed. I am not unmindful of the many cogent reasons that can be urged in support of bills of this character; nor do I regard lightly the numerous precedents found in the action of States east of the Rocky Mountains that have afforded aid to enterprises of a kindred nature. And while instances may be adduced where State aid could properly be extended, there can be no case presented where such munificent donations could with justice be invoked for the benefit of railroads, local in their character, and of little practical importance to a large portion of the State.

That there may be no misconception in regard to the course adopted by me in the approval of an Act granting aid to the Central Pacific Railroad Company in eighteen hundred and sixty-four, and withholding my assent to a similar bill—the one under consideration—I desire to say, that when I approved the former Act I had in view the fact that its

acceptance by that company released the State from a donation of half a million of dollars, made in time of war, by the Legislature of eighteen hundred and sixty-three. The change in the character of the donation I considered at the time advantageous to the State; for the withdrawal from the Treasury, within a short time, of five hundred thousand dollars would have seriously embarrassed the State finances, while a larger sum distributed through a period of twenty years could be met without serious inconvenience. In addition to this, my reading of the Constitution led me to believe that such Acts of the Legislature were subject to repeal whenever it might be considered proper. This opinion, however, is at variance with a decision since rendered by the Supreme Court of this State, which, under the Constitution, is the tribunal of last resort. The decision referred to removes restrictions which heretofore were supposed to exist; hence greater caution should be exercised by the Legislature in making contracts or granting subsidies which are to bind the State for a term of years.

Taxation in a large portion of this State is already excessive, and there is little prospect of any immediate abatement. During the present session of the Legislature, laws have been passed authorizing an increased rate of taxation in many counties, but I cannot now recall a single Act intended to restrict the power of local officers in the levying of taxes to a less rate than has heretofore ruled. Many counties have failed to meet the interest accruing on their funded debts, and to redeem their bonds which have lately matured; and to obviate oppressive and immediate taxation, Acts have been passed to provide for again funding these debts, which cannot now be liquidated.

In view of these considerations, and also for the reason that large contributions are required from the people in the form of Federal taxes, it should be our aim to devise and carry into effect measures of economy in State expenditure, so far as is consistent with the public welfare, and thereby lessen the burdens of taxation for State purposes. At the commencement of my term of office, I took occasion to say to the people of this State, that "in considering the bills which may come to me for my official sanction, while I should greatly regret to differ with the legislative representatives of the people, I shall not forget that I, too, have been intrusted with a share of the responsibility in the matter, and that I cannot render a good account of my stewardship if my approval is given to a single Act which my judgment tells me is inconsistent with the fundamental law, or with the public welfare."

The bill under consideration is liable to one, if not both of these objections. To give it my official sanction, would not only be contrary to my convictions of duty, but would be in direct violation of the pledge made in my inaugural. "And the promise being made, must be kept."

FRED'K F. LOW,
Governor.

The question being, "Shall Assembly bill No. 399 pass, notwithstanding the objections of the Governor?" the roll was called, and the bill was lost, by the following vote:

AYES—Messrs. Cogblan, Hill, Kidder, Sawyer, Sexton, Smith of El Dorado, and Taylor—7.

NOES—Messrs. Ayer, Batchelder, Bledsoe, Bosquit, Bowman, Braly, Brown of Contra Costa, Brown of Tulare, Bugbee, Campbell, Chamber-

Iain, Chappell, Clayton, Collier, Corey, Dorr, Dornin, Downing, Dutton, Dwyer, Eagar, Goodall, Goodwin, Greene, Hamlin, Hansbrow, Hatch, Hawkins, Hearst, Hoag, Hogle, Holden, Hopper, Howard, Huestis, Hunt of Sacramento, Hunt of Santa Clara, Ireland, Leech, Lemon, Long, McClelland, Meredith, Murch, Olds, Parrish, Pattison, Perrin, Peterson, Reed, Satterwhite, Sherwood, Singleton, Smith of Butte, Steele, Stewart, Tilden, Ward, Wiggin, Wilcox, and Zuck—61.

MESSAGES FROM THE SENATE.

On motion of Mr. Chamberlain, the following messages received from the Senate, were taken up:

SENATE CHAMBER,
March 31st, 1866. }

Mr. SPEAKER:—The Senate on yesterday, passed Senate bill No. 452, an Act supplementary to an Act entitled an Act to provide the County Judge of Trinity County with the Supreme Court Reports of the State of California;

Also, passed Senate bill No. 456, an Act amendatory of and supplemental to an Act entitled an Act concerning the offices of Sheriff, County Clerk, County Recorder, County Treasurer, County Collector, and County Assessor, fixing their compensation for the County of El Dorado, approved April thirtieth, eighteen hundred and sixty, approved April ninth, eighteen hundred and sixty-one;

Also, passed Senate bill No. 454, an Act relating to the Sacramento Wharf Company;

Also, passed Senate bill No. 459, an Act to create the Sixteenth Judicial District;

Also, passed Senate bill No. 463, an Act to authorize the appointment of Notaries Public in the Counties of Inyo and Kern;

Also, this day, passed Assembly bill No. 751, an Act to re-enact section one of an Act entitled an Act providing for the government of the County of Sacramento, approved April twenty-fifth, eighteen hundred and sixty-three;

Also, adopted Senate concurrent resolution No. 45, allowing mileage to Sergeant-at-Arms of Insane Asylum Investigating Committee;

Also, adopted Senate concurrent resolution No. 46, providing for the election of Medical Visitors of the Insane Asylum.

CHAS. W. GORDON,
Assistant Secretary.

SENATE CHAMBER,
March 31st, 1866 }

Mr SPEAKER:—The Senate, on yesterday, passed Assembly bill No. 659, an Act to authorize Lewis Schwartz and Charles F. Miller to construct a wharf near the Aptos Creek, in Santa Cruz County;

Also, passed Assembly bill No. 649, an Act to regulate the fees of constables in the County of San Bernardino;

Also, passed Assembly bill No. 709, an Act concerning the assessing and collecting of revenue in the County of Yuba;

Also, passed Assembly bill No. 708, an Act further defining the duties of the County Recorder of Yuba County;

Also, passed Assembly bill No. 702, an Act to amend an Act entitled an Act concerning roads and highways in the County of Monterey;

Also, indefinitely postponed Assembly bill No. 135, an Act to provide for the construction of a wagon road from the Russian River, in Sonoma County, to Shelter Cove, in Humboldt County;

Also, this day, passed Senate bill No. 464, an Act to authorize the Board of Supervisors of Trinity County to levy a special tax;

Also, adopted report of Committee of Free Conference on disagreeing vote on Senate bill No. 216, amendatory of the revenue laws of the State.

CHAS. W. GORDON,
Assistant Secretary.

CONSIDERATION OF SENATE MESSAGES.

Senate bill No. 452, above reported, read first and second times, rules suspended, read third time, and passed.

Senate bill No. 463, above reported, read first and second times, rules suspended, read third time, and passed.

Senate bill No. 464, above reported, read first and second times, rules suspended, read third time, and passed.

Senate concurrent resolution No. 46, above reported, adopted in concurrence.

Senate concurrent resolution No. 45, above reported, adopted in concurrence.

Senate bill No. 456, above reported, read first and second times, and referred to the El Dorado delegation.

Senate bill No. 454, above reported, read first and second times, and referred to the Committee on Commerce and Navigation.

Senate bill No. 459, above reported, read first and second times, and considered in Committee of the Whole.

IN ASSEMBLY.

Reported, with an amendment, passage recommended, amendment adopted, rules suspended, and read third time.

Mr. Chamberlain moved a call of the House.

Carried.

The roll was called, and on motion of Mr. Goodwin, further proceedings under the call were dispensed with:

On the passage of the bill, the roll was called, and the bill was passed, by the following vote:

AYES—Messrs. Anthony, Batchelder, Bledsoe, Bosquit, Bowman, Braly, Bugbee, Campbell, Chamberlain, Chappell, Chase, Dorr, Dutton, Dwyer, Eagar, Goodall, Goodwin, Greene, Hamlin, Hansbrow, Hatch, Hearst, Hoag, Hogle, Holden, Hopper, Howard, Huestis, Hunt of Sacramento, Hunt of Santa Clara, Ireland, Kidder, Lee, Leech, Lemon, Long, Mace, McClelland, Meredith, Murch, Olds, Parrish, Pattison, Perrin, Peterson, Reed, Sawyer, Satterwhite, Sexton, Sherwood, Singleton, Smith of Butte, Smith of El Dorado, Steele, Taylor, Ward, Wiggin, and Mr. Speaker—58.

NOES—Messrs. Brown of Contra Costa, Brown of Tulare, Clayton, Collier, Hawkins, Hill, Hollister, and Stewart—8.

Mr. Brown of Contra Costa made the following report:

MR. SPEAKER:—The Joint Committee of Conference on the disagree-

ing vote of the two Houses on Assembly amendments to Senate bill No. 216, substitute for Senate bills Nos. 88, 160, and 170, an Act to amend an Act entitled an Act to provide revenue for the support of the government of this State, approved May seventeenth, eighteen hundred and sixty-one, and to repeal certain provisions of the revenue Acts of this State, after conference, unanimously recommend as follows:

First—That the Senate concur in Assembly's first amendment;

Second—To amend Assembly's second amendment as follows: Strike out the words, "with the lands upon which they are erected," and add thereto the following, to wit:

"*Provided*, that all buildings, rooms, and improvements, other than those actually used by them, or either of them, as such associations, shall be subject to taxation; *provided* further, that when the buildings are used exclusively for lodge purposes, the lots of land on which such buildings stand shall be exempt."

BROWN,
COREY,
HOPPER,

Assembly Committee.

HALE,
KNOX,
EVANS,

Senate Committee.

Adopted.

Mr. Hunt of Santa Clara offered the following resolution:

Resolved, That the Controller of State is hereby authorized and required to draw his warrant on the General Fund, payable out of the appropriation for the contingent expenses of the Assembly, in favor of John Drum for such amount as may be found due him and audited by the Secretary of State, for writing up the Appendix to the Assembly Journal, and such other work as he may perform in accordance with a resolution of the Assembly, passed March sixth, eighteen hundred and sixty-six.

Adopted.

Mr. Singleton offered the following resolution:

Resolved, That the usual number of copies is hereby ordered printed of Assembly bill No. 102.

Adopted.

Upon a division, Mr. Wiggin had leave to introduce a bill for an Act to regulate the liability of hotel and innkeepers.

Read first and second times.

Mr. Wiggin moved to suspend the rules.

Lost.

The bill was then ordered on file.

GENERAL FILE.

Assembly bill No. 271, an Act for the establishment of a State Infirmary—read third time.

On the passage of the bill, Messrs. Hopper, Long, and Perrin, demanded the ayes and noes.

Mr. Sherwood had leave to withdraw the bill.

On motion of Mr. Bugbee, substitute for Senate bill No. 181 was taken from the Senate messages, amendments adopted, and read third time.

On the passage of the bill, Messrs. McClelland, Clayton, and Hearst, demanded the ayes and noes, and the bill was lost, by the following vote:

AYES—Messrs. Ayer, Bowman, Bugbee, Clayton, Dutton, Hatch, Hill, Howard, Hunt of Sacramento, Hunt of Santa Clara, Ireland, Leech, Meredith, Olds, Pattison, Perrin, Sherwood, Smith of Butte, Smith of El Dorado, Taylor, Wiggin, and Wilcox—22.

NOES—Messrs. Batchelder, Bledsoe, Bosquit, Braly, Brown of Tulare, Chappell, Chase, Collier, Dwyer, Goodwin, Hansbrow, Hawkins, Hearst, Holden, Hollister, Hopper, Huestis, Kidder, Lemon, Long, Mace, McClelland, Murch, Parrish, Peterson, Reed, Satterwhite, Steele, Stewart, Tilden, Ward, and Zuck—32.

Mr. Corey, Chairman of the Committee on Enrolment, made the following report :

MR. SPEAKER :—The Committee on Enrolment have examined, and found correctly enrolled, Assembly bill No. 172, an Act to regulate fees in office in the County of Siskiyou ;

Also, Assembly bill No. 692, an Act supplemental to an Act entitled an Act to provide for the reclamation and segregation of swamp and overflowed, and salt marsh, and tide lands donated to the State of California by an Act of Congress, approved May thirteenth, eighteen hundred and sixty-one, and all Acts supplemental to or amendatory thereof ;

Also, Assembly bill No. 721, an Act to provide for the compensation of the Clerk of the Auditor of the City and County of San Francisco ;

Also, Assembly bill No. 353, an Act amendatory of and supplemental to an Act entitled an Act to provide revenue for the support of the government of this State, approved May seventeenth, eighteen hundred and sixty-one ;

Also, Assembly bill No. 588, an Act for the encouragement of silk culture in California ;

Also, Assembly bill No. 318, an Act to amend an Act entitled an Act to provide for the annulling of certificates of purchase of lands sold on a credit and declared forfeited for the nonpayment of interest or principal, and for the relief of purchasers of swamp and overflowed lands, approved April ninth, eighteen hundred and sixty-one ;

Also, Assembly bill No. 49, an Act to establish an Agricultural, Mining and Mechanic Arts College ;

Also, Assembly bill No. 739, an Act to amend section one of an Act entitled an Act to provide for the construction and repair of certain roads in Butte County ;

Also, Assembly bill No. 475, an Act to authorize the Trustees of Abby F. Whiting and others to sell and convey certain real estate ;

Also, Assembly bill No. 724, an Act to provide for the selection of the lands donated to the State of California by Act of Congress approved July second, eighteen hundred and sixty-two, for the endowment of

colleges for the benefit of agriculture and the mechanic arts, and all lands that may be granted to the State for like purposes;

Also, Assembly bill No. 474, an Act to authorize the Trustees of Sophie G. Whitney and others to sell and convey certain real estate;

Also, Assembly bill No. 670, an Act for the relief of A. H. Willard and J. B. Hartsough;

Also, Assembly bill No. 578, an Act amendatory of and supplemental to an Act regulating rodeos, passed April thirtieth, eighteen hundred and fifty-one;

Also, Assembly bill No. 594, an Act to amend an Act entitled an Act concerning roads and highways in the County of Placer, approved April twenty-fourth, eighteen hundred and sixty-four;

Also, Assembly bill No. 716, an Act amendatory of and supplemental to an Act entitled an Act concerning roads and highways in the Counties of Tuolumne, San Joaquin, Plumas, and Siskiyou, approved April nineteenth, eighteen hundred and fifty-nine, and all Acts amendatory thereof;

And on this, the thirty-first day of March, eighteen hundred and sixty-six, at eleven o'clock and fifty-five minutes A. M., delivered the same to the Governor for his approval.

Also, have examined, and found correctly enrolled, Assembly concurrent resolution No. 74, appointing W. B. Ewer Commissioner for the State of California to the World's Industrial Exhibition, to be held in the City of Paris;

Also, a memorial to Congress for the sale of coal lands in California;

And on this, the thirty-first day of March, eighteen hundred and sixty-six, deposited the same in the office of the Secretary of State.

COREY, Chairman.

On motion of Mr. Chase, Assembly bill No. 668, an Act to appropriate money to pay the claim of the Hugh O'Neil Guard, was taken up, and considered in Committee of the Whole.

IN ASSEMBLY.

Reported, without recommendation, and ordered engrossed.

GENERAL FILE RESUMED.

Senate bill No. 61, an Act concerning forcible entries and unlawful detainers—read third time, and passed.

Senate bill No. 196, an Act to amend an Act entitled an Act to regulate proceedings in civil cases in the Courts of justice of this State, passed April twenty-ninth, eighteen hundred and fifty-one—indeinitely postponed.

Substitute for Assembly bill No. 340, an Act to amend an Act entitled an Act to amend an Act entitled an Act concerning Courts of justice of this State and judicial officers, approved April twentieth, eighteen hundred and sixty-three, approved March twenty-fourth, eighteen hundred and sixty-four—read third time, and passed.

Assembly bill No. 391, an Act for the relief of José Antonio Sanchez, late Captain of Company D, First Battalion Native Cavalry, California Volunteers, and José Redona, late First Lieutenant of the same battalion and company—considered in Committee of the Whole.

IN ASSEMBLY.

Reported, rules suspended, considered engrossed, read third time, and passed, and ordered sent to the Senate.

At twelve o'clock and thirty minutes p. m., Mr McClelland moved to take a recess till two o'clock.

Lost.

Mr. Campbell made the following report :

MR. SPEAKER :—The El Dorado delegation, to whom was referred Senate bill No. 456, have had the same under consideration, and beg leave to report it back to the House, and recommend its passage.

CAMPBELL, for Delegation.

Senate bill No. 456, above reported, was taken up, read third time, and passed.

Mr. Clayton verbally reported Senate bill No. 454, without recommendation.

On motion of Mr. Greene, Senate bill No. 443 was taken up, substitute reported by the delegation adopted, read third time, and passed.

Mr. Dutton moved to take up messages from the Senate.

The Speaker pro tem having ruled that a majority of the House was competent to order the Senate messages to be considered, Mr. Holden appealed from the ruling.

Messrs. Taylor, Campbell, and Lecch, demanded the previous question.

Sustained.

On the the appeal of Mr. Holden, the question being, "Shall the decision of the Chair stand as the decision of the House?" Messrs. Holden, Ward, and Chappell, demanded the ayes and noes, and the decision of the Chair was sustained, by the following vote :

AYES—Messrs. Ayer, Batchelder, Bosquit, Bowman, Bugbee, Campbell, Chamberlain, Chappell, Clayton, Collier, Corey, Dorr, Downing, Dutton, Dwyer, Greene, Hamlin, Hansbrow, Hatch, Hawkins, Hogle, Hopper, Howard, Ireland, Lecch, Meredith, Murch, Olds, Pattison, Satterwhite, Sexton, Sherwood, Smith of Butte, Smith of El Dorado, Steele, Stewart, Taylor, and Wiggin—38.

NOES—Messrs. Bledsoe, Braly, Brown of Amador, Chase, Goodwin, Hoag, Holden, Hollister, Kidder, Mace, Maholmb, McClelland, Parrish, Peterson, Reed, and Ward—16.

Mr. Holden moved that a new call of the roll be ordered.

Ruled out of order.

On the motion to take up messages from the Senate, Messrs. Ward, Hopper, and Holden, demanded the ayes and noes, and the following message was taken up, by the following vote :

AYES—Messrs. Anthony, Ayer, Batchelder, Bosquit, Bowman, Bugbee, Campbell, Chamberlain, Chappell, Clayton, Collier, Corey, Dorr, Downing, Dutton, Dwyer, Eagar, Greene, Hamlin, Hansbrow, Hatch, Hogle, Howard, Hunt of Santa Clara, Ireland, Lecch, Lemon, Meredith, Murch,

Olds, Pattison, Perrin, Sawyer, Sexton, Sherwood, Smith of Butte, Smith of El Dorado, Steele, Stewart, Taylor, and Wiggin—41.

NOES—Messrs. Bledsoe, Braly, Chase, Goodall, Goodwin, Hawkins, Hearst, Hoag, Holden, Hopper, Kidder, Mace, McClelland, Parrish, Peterson, Satterwhite, and Ward—17.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

SENATE CHAMBER,
March 31st, 1866. }

MR. SPEAKER:—The Senate, on this day, passed Senate bill No. 495, an Act amendatory of and supplementary to an Act entitled an Act to establish a paid fire department for the City and County of San Francisco, approved March second, eighteen hundred and sixty-six;

Also, refused to concur in Assembly amendments to Senate bill No. 109, an Act for the government and maintenance of common schools in the City and County of San Francisco, and have appointed Messrs. Dodge, Ewer, and Belden, a Committee of Free Conference on the disagreeing vote of the two Houses;

Also, refused to confer in Assembly amendments to Senate proposed amendments to the Constitution of the State of California;

Also, passed substitute for Senate bill No. 181, an Act supplemental to an Act entitled an Act for the encouragement of agriculture and manufactures in California, approved April twenty-fifth, eighteen hundred and sixty-two, and also of an Act supplemental to the same, approved April twenty-seventh, eighteen hundred and sixty-three.

CHAS. W. GORDON,
Assistant Secretary.

Senate bill No. 465, above reported, read first and second times.

Mr. Dutton moved to suspend the rules to read the bill the third time.

Mr. Holden objected.

The Speaker pro tem having ruled that a majority of the House was competent to suspend the rules, and order the bill to its third reading, Mr. Holden appealed from the ruling.

The hour of one o'clock P. M. having arrived, the House took its usual recess.

HOUSE RE-ASSEMBLED.

At two o'clock P. M., the House re-assembled.

Speaker in the Chair.

Roll called.

Quorum present.

Mr. Dornin, from the Committee on Enrolment, made the following report:

MR. SPEAKER:—The Committee on Enrolment have examined, and found correctly enrolled, Assembly bill No. 344, an Act to provide for the settlement of certain land claims within the City and County of San Francisco;

Also, Assembly bill No. 630, an Act making appropriations for the

support of the civil government of this State for the eighteenth and nineteenth fiscal years, commencing on the first day of July A. D. eighteen hundred and sixty-six, and ending on the thirtieth day of June A. D. eighteen hundred and sixty-eight;

And on this, the thirty-first day of March, eighteen hundred and sixty-six, at two o'clock and five minutes p. m., handed the same to the Governor for his approval.

DORNIN, for Committee.

The hour of two o'clock and five minutes p. m., having arrived, the Speaker directed the Chief Clerk to inform the Senate that the Assembly were ready to receive the Senate in Joint Convention, pursuant to Assembly concurrent resolution No. 77, and Senate concurrent resolution No. 46.

The Clerk discharged that duty, and shortly thereafter the President of the Senate and Senators appeared at the bar of the Assembly, and having been seated, the Joint Convention organized.

IN JOINT CONVENTION.

The President of the Senate and Mr. Speaker presiding.

The roll of each House was called, and a quorum present, as follows:

SENATORS—Messrs. Belden, Benton, Bradley, Cunningham, Dodge, Evans, Ewer, Freeman, Hager, Hale, Hardy, Hartson, Hawes, Johnson, Jones, Knox, Kutz, Leonard, Lovett, Maddox, Mizner, Montgomery, Murphy, Myers, Pearce, Porter, Pratt, Robinson, Rose, Rush, Shaw, Smith, Teegarden, Tubbs, Wadsworth, Wolcott, and Wright.

ASSEMBLYMEN—Messrs. Anthony, Ayer, Batchelder, Bledsoe, Bosquit, Bowman, Braly, Brown of Contra Costa, Bugbee, Campbell, Chamberlain, Chappell, Chase, Clayton, Coghlan, Collier, Corey, Dorr, Dornin, Downing, Dutton, Dwyer, Eagar, Goodall, Goodwin, Greene, Hamlin, Hansbrow, Hatch, Hawkins, Hearst, Hill, Hoag, Hogle, Holden, Hollister, Hopper, Howard, Huestis, Hunt of Santa Clara, Ireland, Kidder, Lee, Lecch, Lemon, Long, Lupton, Mace, Maholmb, McClelland, Meredith, Murch, Olds, Pattison, Perrin, Peterson, Reed, Sawyer, Satterwhite, Sexton, Sherwood, Singleton, Smith of Butte, Smith of El Dorado, Steele, Stewart, Taylor, Tilden, Ward, Wiggin, Wilcox, Zuck, and Mr. Speaker.

The following resolutions were read by the Secretary and Chief Clerk:

Resolved, By the Senate, the Assembly concurring, that when the Senate and Assembly meet in Joint Convention, to-day, to elect a Board of Directors for the State Agricultural College, and Trustees for the State Reform School, we also meet to elect two Medical Visitors for the Insane Asylum of California.

Concurred in.

Resolved, By the Assembly, the Senate concurring, that this Legislature go into Joint Convention in the Assembly chamber, on Saturday,

March thirty-first, A. D. eighteen hundred and sixty-six, at two o'clock p. m., for the purpose of electing five Directors for the Agricultural, Mining, and Mechanical Arts College, and also three Trustees for the Stato Reform School.

Concurred in.

Mr. Holden offered the following resolution :

Resolved, That this Joint Convention adopt the following as the order of business :

1st. The election of three Directors for the Agricultural, Mining, and Mechanical Arts College from the mining counties of the State ;

2d. The election of two Directors of said College from the agricultural portions of the State ;

3d. The election of two Medical Visitors for the Insane Asylum at Stockton ;

4th. The election of three Trustees for the State Reform School at Marysville.

Adopted.

FOR DIRECTORS OF THE AGRICULTURAL, MINING, AND MECHANICAL ARTS
COLLEGE, FROM THE MINING COUNTIES.

According to the order prescribed by the resolution, nominations from the mining counties were first in order.

Mr. Patterson nominated Henry Phillips.

Mr. Jones nominated Felix Tracy.

Mr. Hardy nominated Joseph B. Meader.

Mr. Rose nominated Robert C. Downs.

Mr. Tilden nominated Charles Waldair.

Mr. Sherwood nominated A. F. Williams.

The ballot was then taken, with the following result :

NAMES.	Phillips...	Tracy.....	Meader ...	Downs....	Waldair...	Williams..
Belden	1	1	1	.....	.....	.....
Benton.....	1	1	1	.....	.....	.....
Bradley.....	1	1	1	.....	.....	.....
Cunningham.....		1			1	1
Dodge	1	1	1	.....	.....	.....
Evans		1	1	1	.....	.....
Ewer	1	.....	1	.....	1	.....
Freeman.	1	.....	1	1	.....	.....
Hager	1	1	.....	1	.....	.....
Hale	1	1	1	.....	.....	.....
Hardy	1	1	1	.....	.....	.....
Hartson.....	1	1	1	.....	.....	.....
Hawes.....	1	1	.....	.....	.....	1

NAMES.	Phillips...	Tracy.....	Meador...	Downs....	Waldair..	Williams..
Heacock.....		1	1	1		
Johnson		1	1	1		
Jones.....	1	1	1			
Knox.....	1				1	1
Kutz.....	1	1	1			
Leonard	1	1	1			
Lovett.....		1	1		1	
Maddox.....	1	1	1			
Mizner	1		1	1		
Montgomery.....		1	1	1		
Murphy	1		1	1		
Myers.....	1	1	1			
Pearce	1	1		1		
Porter	1	1	1			
Pratt.....	1	1				1
Robinson	1	1	1			
Rose	1	1		1		
Rush.....		1	1	1		
Shaw		1	1	1		
Smith			1	1	1	
Teegarden.....	1		1			1
Tabbs.....	1	1	1			
Wadsworth	1	1	1			
Wolcott.....	1		1			1
Wright.....	1	1	1			
Anthony.....	1		1			1
Ayer		1	1			1
Batchelder.....		1	1			1
Blodsoe.....		1	1	1		
Bosquit	1	1	1			
Bowman.....	1	1	1			
Braly.....	1	1	1			
Brown of Contra Costa.....	1	1	1			
Brown of Tulare.....	1		1	1		
Bugbee			1		1	1
Campbell	1	1	1			
Chamberlain.....	1	1	1			
Chappell	1	1	1			
Chase	1		1	1		
Clayton	1	1	1			
Coghlan	1	1				1
Collier		1	1			1
Corey	1	1				1
Dorr.....	1	1	1			
Dornin	1	1	1			
Downing.....		1	1	1		
Dutton.....	1	1	1			
Dwyer	1	1	1			
Eager	1	1	1			

NAMES.	Phillips...	Tracy.....	Meador ...	Downs....	Wadair...	Williams..
Goodall	1	1	1			
Goodwin	1	1		1		
Greene.....	1	1	1			
Hamlin	1	1				1
Hansbrow	1		1	1		
Hatch.....	1	1	1			
Hawkins.....		1	1	1		
Hearst	1		1	1		
Hill	1		1	1		
Hoag	1		1	1		
Hogle	1		1			1
Holden.....	1		1	1		
Hollister	1	1				1
Hopper	1		1		1	
Howard	1	1	1			
Huestis	1	1	1			
Hunt of Sacramento.....	1	1	1			
Hunt of Santa Clara.....	1	1				1
Ireland..		1	1			1
Kidder		1		1		1
Lee.....	1	1		1		
Leech.....	1	1	1			
Lemon	1	1	1			
Long		1		1	1	
Lupton.....	1		1	1		
Mace.....		1	1	1		
Maholmb		1	1			1
McClelland.....	1		1	1		
Mercedith	1	1				1
Murch	1	1	1			
Olds	1	1	1			
Parrish.....		1	1	1		
Pattison.....	1	1	1			
Perrin.....	1	1	1			
Peterson.....		1	1	1		
Reed	1		1	1		
Sawyer.....			1	1	1	
Satterwhite.....	1		1	1		
Sexton	1	1	1			
Sherwood	1		1			1
Singleton.....	1	1				1
Smith of Butte.....				1	1	1
Smith of El Dorado.....	1	1	1			
Steele.....	1	1	1			
Stewart.....	1		1			1
Taylor.....	1	1	1			
Tilden	1				1	1
Ward		1	1	1		
Wiggin.....	1	1	1			

NAMES.	Phillips...	Tracy.....	Meador...	Downs...	Waldair...	Williams..
Wilcox.....	.....	1	1	1	.....	.....
Zuck	1	1	.....	.....	.....	1
Mr. Speaker	1	.....	.....	1	1	.....
Totals	87	85	92	39	12	27

Whole number of votes cast.....	113
Necessary to a choice.....	57
Mr. Phillips received.....	87
Mr. Tracy received	85
Mr. Meador received	92
Mr. Downs received.....	39
Mr. Waldair received	12
Mr. Williams received.....	27

Messrs. Meador, Phillips, and Tracy, having received the highest number of all the votes cast, were declared duly elected Directors of the Agricultural, Mining, and Mechanical Arts College.

FOR DIRECTORS FROM THE AGRICULTURAL PORTIONS OF THE STATE.

For Directors to be elected according to the second provision in the resolution offered by Mr. Holden, nominations were made as follows:

Mr. Porter nominated Elam Brown of Contra Costa.
 Mr. Wiggin nominated Sam. Brannan.
 Mr. Downing nominated Wm. Holden.
 Mr. Mizner nominated John H. Carroll.
 Mr. Knox nominated C. T. Ryland.
 Mr. Peterson nominated William Wolfskill.
 Mr. Hartson nominated W. Gouverneur Morris.
 Mr. Montgomery nominated Alfred Ingoldsby.
 Mr. Robinson nominated Samuel Merritt.
 Mr. Benton nominated Robert B. Woodward.
 Mr. Hawes nominated T. G. Phelps.

The ballot was then taken with the following result:

NAMES.	Brown....	Brannan..	Holden...	Carroll....	Ryland....	Wolshull..	Morris....	Ingold-by	Merritt...	Woodward	Phelps....
Banning.....											
Belden.....			1		1						
Benton.....				1						1	
Bradley.....	1							1			
Cunningham.....		1					1				
Dodge.....				1						1	
Evans.....				1			1				
Ewer.....							1			1	
Freeman.....			1				1				
Hager.....			1				1				
Hale.....	1			1							
Hardy.....		1					1				
Hartson.....		1					1				
Hawes.....										1	1
Johnson.....			1		1						
Jones.....	1						1				
Knox.....					1		1				
Leonard.....				1							1
Lovett.....				1	1		1				
Maddox.....		1		1							
Mizner.....			1							1	
Montgomery.....			1					1			
Murphy.....					1		1				
Myers.....		1						1			
Pearce.....		1	1								
Porter.....	1			1							
Pratt.....		1	1								
Robinson.....				1					1		
Rose.....			1		1						
Rush.....		1	1								
Shaw.....			1								1
Smith.....					1		1				
Teegarden.....				1	1						
Tubbs.....				1						1	
Tuttle.....			1				1				
Wadsworth.....			1				1				
Wolcott.....			1				1				
Wright.....			1		1						
Anthony.....	1				1						
Ayer.....	1		1								
Batchelder.....	1				1						
Bledsoe.....	1		1								
Bosquit.....	1		1								
Bowman.....				1	1						
Braly.....		1	1								
Brown of Contra Costa ..				1	1						
Brown of Tulare.....			1				1				

NAMES.	Brown....	Brannan..	Holden....	Carroll....	Byland....	Wolskill..	Morris....	Ingolsby	Merritt....	Woodward	Phelps....
Campbell.....	1		1								
Chamberlain.....			1					1			
Chappell.....	1		1								
Chase.....			1		1						
Clayton.....	1			1							
Coghlan.....		1					1				
Collier.....	1				1						
Corey.....	1				1						
Dorr.....			1				1				
Dornin.....			1		1						
Downing.....	1		1								
Dutton.....					1					1	
Dwyer.....	1				1						
Eagar.....			1						1		
Goodall.....	1						1				
Goodwin.....			1		1						
Greene.....	1				1						
Hamlin.....			1		1						
Hansbrow.....	1		1								
Hatch.....					1		1				
Hawkins.....			1		1						
Hearst.....	1		1								
Hill.....		1					1				
Hoag.....	1		1								
Hogle.....		1					1				
Holden.....	1						1				
Hollister.....			1	1							
Hopper.....			1	1							
Howard.....	1	1									
Huestis.....			1				1				
Hunt of Sacramento.....		1		1							
Hunt of Santa Clara.....			1		1						
Ireland.....	1				1						
Johnson.....			1				1				
Kidder.....				1			1				
Lee.....		1					1				
Leech.....				1	1						
Lemon.....		1					1				
Long.....	1		1								
Lupton.....			1				1				
Mace.....			1							1	
Maholmb.....			1	1							
McClelland.....	1		1								
Meredith.....		1	1								
Murch.....		1					1				
Olds.....	1				1						
Parrish.....			1							1	
Pattison.....			1		1						
Perrin.....	1				1						

NAMES.	Brown....	Brannan..	Holden....	Carroll....	Ryland ...	Wolfskill..	Morris....	Ingoldsby	Merritt....	Woodward	Phelps....
Peterson.....			1		1		1			1	
Reed.....			1		1		1				
Sawyer.....			1		1		1				
Satterwhite.....			1		1						
Sexton.....		1	1								
Sherwood.....				1	1						
Singleton.....			1		1						
Smith of Butte.....		1	1								
Smith of El Dorado.....	1		1								
Steele.....		1	1								
Stewart.....			1		1						
Taylor.....			1		1						
Tilden.....			1				1				
Ward.....			1					1			
Wiggin.....		1					1				
Wilcox.....			1					1			
Zuck.....	1				1						
Mr. Speaker.....	1		1								
Totals.....	31	22	61	30	31	2	34	7	4	7	3

Whole number of votes cast.....	113
Necessary to a choice	57
Mr. Brown received.....	31
Mr. Brannan received.....	22
Mr. Holden received	61
Mr. Carroll received.....	30
Mr. Ryland received	31
Mr. Wolfskill received	2
Mr. Morris received.....	34
Mr. Ingoldsby received.....	7
Mr. Merritt received	4
Mr. Woodward received..	7
Mr. Phelps received.....	3

Mr. Holden, having received a majority of all the votes cast, was declared duly elected Director of the Agricultural, and Mining, and Mechanical Arts College.

And no other person having received a majority of the votes cast, the roll was again called, with the following result:

Mr. Porter withdrew the name of Mr. Brown.

Mr. Montgomery withdrew the name of Mr. Ingoldsby.

Mr. Peterson withdrew the name of Mr. Wolfskill.

Mr. Robinson withdrew the name of Mr. Merritt.

The ballot then resulted as follows:

NAMES.	Brannan..	Ryland....	Morris....	Woodward
Belden.....		1		
Benton.....	1			
Bradley.....	1			
Cunningham.....	1			
Dodge.....		1		
Evans.....	1			
Ewer.....	1			
Freeman.....		1		
Hager.....				1
Hale.....	1			
Hardy.....	1			
Hartson.....	1			
Johnson.....		1		
Jones.....	1			
Knox.....		1		
Kutz.....	1			
Leonard.....	1			
Lovett.....		1		
Maddox.....	1			
Mizner.....		1		
Murphy.....		1		
Myers.....		1		
Pearce.....		1		
Porter.....	1			
Pratt.....	1			
Robinson.....		1		
Rose.....		1		
Rush.....		1		
Shaw.....		1		
Smith.....	1			
Teegarden.....		1		
Tubbs.....		1		
Tuttle.....	1			
Wadsworth.....	1			
Wolcott.....	1			
Wright.....		1		
Anthony.....		1		
Ayer.....	1			
Batchelder.....		1		
Bledsoe.....		1		
Bosquit.....	1			
Bowman.....		1		
Braley.....	1			
Brown of Contra Costa.....	1			
Brown of Tulare.....		1		
Bugbee.....	1			
Campbell.....		1		
Chamberlain.....		1		
Chappell.....		1		

NAMES.	Brannan ..	Ryland ...	Morris	Woodward
Chase.....		1		
Clayton.....		1		
Coghlan.....			1	
Collier.....		1		
Corey.....		1		
Dorr.....	1			
Dornin.....		1		
Downing.....		1		
Dutton.....		1		
Dwyer.....	1			
Eager.....	1			
Goodall.....		1		
Goodwin.....		1		
Greene.....		1		
Hamlin.....		1		
Hansbrow.....		1		
Hatch.....		1		
Hawkins.....		1		
Hearst.....		1		
Hill.....	1			
Hoag.....		1		
Hogle.....	1			
Holden.....		1		
Hollister.....		1		
Hopper.....	1			
Howard.....	1			
Huestis.....	1			
Hunt of Sacramento.....	1			
Hunt of Santa Clara.....		1		
Ireland.....		1		
Johnson.....		1		
Lee.....	1			
Lecch.....		1		
Lemon.....	1			
Long.....		1		
Lupton.....		1		
Mace.....		1		
Maholmb.....		1		
McClelland.....		1		
Meredith.....		1		
Murch.....	1			
Olds.....		1		
Parrish.....		1		
Pattison.....	1			
Perrin.....		1		
Peterson.....	1			
Reed.....	1			
Sawyer.....	1			
Satterwhite.....		1		

NAMES.	Brannan..	Ryland...	Morris....	Woodward
Sexton	1			
Sherwood		1		
Singleton		1		
Smith of Butte	1			
Smith of El Dorado.....		1		
Steele		1		
Stewart		1		
Taylor		1		
Tilden		1		
Ward		1		
Wiggin	1			
Wilcox	1			
Zuck		1		
Mr. Speaker.....	1			
Totals.....	44	67	1	1

Whole number of votes cast.....	113
Necessary to a choice.....	57
Mr. Brannan received.....	44
Mr. Ryland received	67
Mr. Morris received.....	1
Mr. Woodward received.....	1

Mr. Ryland, having received a majority of all the votes cast, was declared duly elected a Director of the Agricultural, Mining, and Mechanical Arts College.

FOR MEDICAL VISITORS OF THE INSANE ASYLUM.

The Convention proceeded to elect two Medical Visitors of the Insane Asylum.

Nominations were made as follows:

Mr. Wiggin nominated Dr. J. B. Stillman.

Mr. Shaw nominated Dr. J. Bruner.

Mr. Coghlan nominated Dr. J. L. Downing.

Mr. Evans nominated Dr. R. M. Lampson.

Mr. Dorr nominated Dr. F. A. Holman.

Mr. Tilden nominated Dr. J. B. Whitney.

Mr. Hansbrow nominated Dr. John F. Morse.

The ballot was then taken, with the following result, the name of Dr. Morse being previously withdrawn by Mr. Hansbrow:

NAMES.	Whitney..	Sullivan..	Brunner...	Downing..	Lampson..	Holman...
Benton.....	1				1	
Bradley.....				1	1	
Cunningham.....	1	1				
Dodge	1					1
Evans		1			1	
Ewer.....		1			1	
Freeman			1	1		
Hager			1	1		
Hale.....	1				1	
Hardy			1		1	
Johnson.....			1	1		
Jones			1		1	
Knox	1				1	
Leonard.....	1				1	
Maddox.....	1				1	
Mizner.....			1	1		
Murphy.....	1		1			
Myers.....		1			1	
Pearce.....			1	1		
Porter.....		1			1	
Pratt.....		1			1	
Robinson.....	1					1
Rose			1	1		
Rush			1	1		
Shaw.....			1	1		
Smith.....		1			1	
Teegarden.....		1			1	
Tubbs		1			1	
Tuttle.....			1		1	
Wadsworth.....			1		1	
Wolcott.....		1			1	
Wright.....	1				1	
Anthony		1		1		
Ayer.....		1			1	
Batchelder.....		1			1	
Bledsoe.....			1	1		
Bosquit.....		1		1		
Bowman		1				
Braley			1	1		
Brown of Contra Costa.....				1	1	
Brown of Tulare.....			1	1		
Bugbee.....		1			1	
Campbell.....				1	1	
Chamberlain		1			1	
Chappell		1		1		
Chase.....	1				1	
Clayton.....		1			1	
Cogblan.....				1	1	
Collier		1			1	

NAMES.	Whitney..	Sellman..	Bruner...	Downing..	Lampson..	Holman...
Corey.....		1			1	
Dorr.....				1		
Dornin.....		1			1	
Downing.....		1	1			
Dutton.....		1			1	
Dwyer.....		1		1		
Eagar.....	1				1	
Goodall.....		1			1	
Goodwin.....	1			1		
Greene.....		1			1	
Hamlin.....			1	1		
Hansbrow.....			1	1		
Hatch.....		1			1	
Hawkins.....			1		1	
Hearst.....				1	1	
Hill.....			1	1		
Hoag.....			1	1		
Hogle.....		1			1	
Holden.....			1	1		
Hollister.....				1	1	
Hopper.....			1		1	
Howard.....	1	1				
Huestis.....				1	1	
Hunt of Sacramento.....				1	1	
Hunt of Santa Clara.....		1			1	
Ireland.....		1			1	
Johnson.....				1	1	
Kidder.....	1			1		
Lee.....		1		1		
Leech.....		1			1	
Lemon.....		1		1		
Long.....		1		1		
Lupton.....	1			1		
Mace.....				1	1	
Maholmb.....				1	1	
McClelland.....	1			1		
Mercedith.....				1	1	
Murch.....		1			1	
Olds.....			1	1		
Parrish.....			1	1		
Pattison.....		1			1	
Perrin.....		1			1	
Peterson.....				1	1	
Reed.....				1	1	
Sawyer.....				1	1	
Satterwhite.....		1		1		
Sexton.....		1		1		
Sherwood.....		1			1	
Singleton.....		1		1		

NAMES.	Whitney..	Stillman..	Bruner....	Downing..	Lampson..	Holman...
Smith of Butte.....		1		1		
Smith of El Dorado.....				1	1	
Steele.....	1	1				
Stewart.....		1			1	
Taylor.....		1			1	
Tilden.....	1			1		
Ward.....			1	1		
Wiggin.....		1		1		
Wilcox.....				1	1	
Zuck.....		1			1	
Mr. Speaker.....	1			1		
Totals	20	49	27	55	63	2

Whole number of votes cast.....	109
Necessary to a choice.....	55
Dr. Stillman received	49
Dr. Bruner received	27
Dr. Downing received	55
Dr. Lampson received	63
Dr. Holman received.....	2
Dr. Whitney received.....	20

Dr. Lampson and Dr. Downing having each received a majority of the votes cast, were severally declared Medical Visitors of the Insane Asylum of California.

FOR TRUSTEES OF THE STATE REFORM SCHOOL.

Nominations were made as follows :

Mr. Cunningham nominated E. Van Muler.
 Mr. Leonard nominated W. H. Parks.
 Mr. Leonard nominated C. M. Gorham.
 Mr. Leonard nominated William Hawley.
 Mr. Teegarden nominated Sumner Payne.
 Mr. Sherwood nominated Dr. Parrish.

The ballot was then taken, with the following result :

NAMES.	Parish.....	Van Muler..	Parks	Gorham.....	Hawley	Payne.....
Benton			1	1	1	
Bradley.....		1		1	1	
Cunningham.....	1	1				1
Dodge	1	1				
Evans.....			1	1	1	
Freeman.....	1		1	1	1	
Hager			1	1	1	
Hardy.....			1	1	1	
Johnson.....			1	1	1	
Kutz			1	1	1	
Leonard.....			1	1	1	
Lovett			1	1	1	
Mizner.....			1	1	1	
Montgomery			1	1	1	
Murphy.....			1	1	1	
Pearce.....			1	1	1	
Porter	1	1				1
Pratt			1	1	1	
Robinson.....	1	1				1
Rose.....			1	1	1	
Rush			1	1	1	
Smith.....			1	1	1	
Teegarden	1	1				1
Tuttle			1	1	1	
Wadsworth.....	1	1				1
Wolcott			1	1	1	
Wright		1	1	1		
Anthony	1	1	1			
Ayer			1	1	1	
Batchelder.....	1	1				1
Bledsoe			1	1	1	
Bosquit		1		1	1	
Bowman			1	1	1	
Braly.....			1	1	1	
Brown of Tulare	1		1	1		
Campbell.....			1	1	1	
Chamberlain.....	1	1	1			
Chappell			1	1	1	
Chase			1	1	1	
Clayton.....		1	1	1		
Coghlan.....			1	1	1	
Collier	1	1	1			
Dorr.....		1		1	1	
Dornin.....	1	1				1
Downing	1		1	1		
Dutton	1	1				1
Dwyer	1	1				1

NAMES.	Parrish	Van Muler..	Parks.....	Gorham.....	Hawley.....	Payne
Eagar			1	1	1	.....
Goodwin	1	1	1			.....
Greene.....	1	1		1		.....
Hamlin	1	1				1
Hansbrow			1	1	1	.....
Hatch			1	1	1	.....
Hawkins.....			1	1	1	.....
Hearst.....			1	1	1	.....
Hill			1	1	1	.....
Hoag	1		1		1	.....
Hogle			1	1	1	.....
Holden			1	1	1	.....
Hollister			1	1	1	.....
Hopper			1	1	1	.....
Howard.....	1	1	1			.....
Huestis.....	1	1				1
Hunt of Sacramento			1	1	1	.....
Hunt of Santa Clara		1	1			1
Ireland			1	1	1	.....
Johnson.....			1	1	1	.....
Kidder.....			1	1	1	.....
Leech.....	1		1	1		.....
Lemon.....	1			1	1	.....
Lupton	1	1	1			.....
Mace	1	1			1	.....
Maholmb.....			1	1	1	.....
McClelland		1	1	1		.....
Meredith	1		1			1
Murch.....		1		1	1	.....
Olds	1	1				1
Parrish	1	1	1			.....
Pattison.....	1	1				1
Perrin		1	1	1		.....
Peterson		1	1	1		.....
Reed		1	1	1		.....
Sawyer		1	1	1		.....
Satterwhite	1	1	1			.....
Sexton	1		1			1
Sherwood.....	1	1	1			.....
Singleton			1	1		1
Smith of Butte	1	1	1			.....
Smith of El Dorado		1	1		1	.....
Steele.....		1	1	1		.....
Stewart.....	1	1	1			.....
Taylor			1	1	1	.....
Tilden			1	1	1	.....
Ward	1		1		1	.....

NAMES.	Parrish	Van Muler..	Parks.....	Gorham.....	Hawley.....	Payne.....
Wilcox.....			1	1	1	
Zuck.....	1	1				1
Mr. Speaker ¹		1	1	1		
Totals	38	44	75	64	53	18

Whole number of votes cast.....	110
Necessary to a choice	56
Mr. Van Muler received.....	44
Mr. Parks received.....	75
Mr. Gorham received.....	64
Mr. Hawley received.....	53
Mr. Payne received.....	18
Dr. Parrish received.....	38

Mr. Parks and Mr. Gorham having each received a majority of all the votes cast, were severally declared duly elected Trustees of the State Reform School.

FOR THIRD TRUSTEE.

The Convention again proceeded to ballot for a third Trustee, and the vote resulted as follows:

NAMES.	Parrish	Van Muler..	Hawley
Benton			1
Bradley.....		1	
Cunningham		1	
Johnson.....			1
Leonard.....			1
Murphy.....		1	
Pearce			1
Pratt.....			1
Rose.....			1
Smith.....		1	
Teegarden		1	
Wright.....		1	
Anthony.....		1	
Ayer		1	
Bachelor.....		1	
Bledsoe.....			1
Bosquit.....		1	

NAMES.	Parish	Van Muler.	Hawley
Bowman.....		1	.....
Brady			1
Brown of Tulare.....			1
Campbell			1
Chamberlain.....		1	.....
Chappell.....		1	.....
Chase.....			1
Clayton		1	.....
Coghlan	1		.....
Collier.....		1	.....
Dorr.....		1	.....
Downing			1
Dutton		1	.....
Dwyer		1	.....
Eagar		1	.....
Goodwin.....			1
Greene		1	.....
Hamlin		1	.....
Hansbrow		1	.....
Hatch		1	.....
Hawkins			1
Hearst.....			1
Hill.....			1
Hoag.....			1
Holden			1
Hollister.....			1
Hopper.....			1
Heustis.....		1	.....
Ireland			1
Kidder			1
Leech.....		1	.....
Lemon		1	.....
Lupton			1
Mace			1
Maholmb.....			1
McClelland	1		.....
Meredith		1	.....
Murch.....		1	.....
Olds		1	.....
Parrish		1	.....
Pattison.....		1	.....
Peterson.....			1
Reed			1
Sawyer			1
Satterwhite		1	.....
Sexton		1	.....
Sherwood.....		1	.....
Singleton		1	.....

NAMES.	Parrish	Van Muler.	Hawley
Smith of Butte.....		1	.....
Smith of El Dorado		1	.....
Steele.....		1	.....
Stewart		1	.....
Taylor.....			1
Tilden			1
Ward		1	.....
Wiggin		1	.....
Wilcox			1
Totals.....	2	41	31

Whole number of votes cast.....	77
Necessary to a choice.....	39
Mr. Van Muler received.....	41
Mr. Hawley received.....	31
Dr. Parrish received.....	2

Mr. Van Muler having received a majority of all the votes cast, was declared duly elected Trustee of the State Reform School.

The minutes were read and approved.

And the purposes for which the Joint Convention assembled having been accomplished, the President, on motion of Mr. Holden, declared the Convention adjourned *sine die*.

T. N. MACHIN,
President of Joint Convention.

Attest: JOHN WHITE, Secretary.

M. D. BORUCK, Clerk.

JOHN YULE,
Speaker of Assembly.

At five o'clock P. M., the Joint Convention adjourned *sine die*, and the President of the Senate and Senators retired.

HOUSE RE-ASSEMBLED.

The House was immediately called to order.

Speaker in the Chair.

Roll called.

Quorum present.

Mr. Bowman moved to place at top of special file, Senate bill No. 465.

Messrs. Bowman, Dutton, and Greene, demanded the previous question.

So ordered.

The bill was then ordered to top of special file.

Mr. Wiggin made the following report:

Mr. SPEAKER:—The San Francisco delegation, to whom was referred

Assembly bill No. 450, have considered the same, report it back, and recommend its passage ;

Also, Assembly bill No. 524, report it back, and recommend its passage ;

Also, Assembly bill No. 487, report it back, and recommend that it be laid on the table ;

Also, Assembly bill No. 233, report it back, and recommend that it be laid on the table ;

Also, Assembly bill No. 416, report it back, and recommend that it be laid on the table ;

Also, Assembly bill No. 597, report it back, and recommend that it be laid on the table ;

Also, Assembly bill No. 381, report it back, and recommend that it be laid on the table ;

Also, Assembly bill No. 347, report it back, and recommend that it be laid on the table ;

Also, Assembly bill No. 42, report it back, and recommend that it be laid on the table ;

Also, Assembly bill No. 235, report it back, and recommend that it be laid on the table ;

Also, Assembly bill No. 204, report it back, and recommend that it be laid on the table ;

Also, Assembly bill No. 77, report it back, and recommend that it be laid on the table ;

Also, Assembly bill No. 212, report it back, and recommend that it be laid on the table ;

Also, Assembly bill No. 255, report it back, and recommend that it be laid on the table.

WIGGIN, for Delegation.

Mr. Meredith offered a resolution providing for the payment to the Clerk of the Committee on Ways and Means of sixty dollars extra pay for services as such Clerk.

Lost.

On motion of Mr. Brown of Contra Costa, the bills reported this morning by the Judiciary Committee were ordered on the special file.

On motion, the Senate proposed amendments to the Constitution were also ordered on the special file.

At five o'clock and ten minutes P. M., on motion of Mr. Coghlan, the House adjourned.

EVENING SESSION.

At seven o'clock P. M., the House re-assembled.

Speaker in the Chair.

Roll called.

Quorum present.

Mr. Sherwood offered the following resolution :

Resolved, That the Controller of State be and is hereby authorized and directed to draw his warrant in favor of Benjamin Dore, Sergeant-at-Arms of the Assembly, for the sum of one hundred and ninety-nine dollars, the amount being due him for roll calls under the call of the House, the same to be paid out of the Contingent Fund of the Assembly.

Adopted.

SPECIAL FILE.

Senate bill No. 465, an Act amendatory of and supplementary to an Act to establish a paid fire department in the City and County of San Francisco, approved March second, eighteen hundred and sixty-six.

The question being stated, "Shall the bill be read a third time?" the Speaker ruled a majority vote of the House competent to place the bill on its third reading, it having been ordered on top of the file for this evening.

Mr. Holden appealed from the above ruling.

Messrs. Chamberlain, Bowman, and Dutton, demanded the previous question.

So ordered.

The question being, "Shall the decision of the Chair stand as the judgment of the House?" Messrs. Lupton, McClelland, and Holden, demanded the ayes and noes, and the decision of the Chair was sustained, by the following vote (Mr. Chappell being excused from voting:)

AYES—Messrs. Anthony, Ayer, Batchelder, Bosquit, Bowman, Brown of Contra Costa, Bugbee, Campbell, Chamberlain, Clayton, Collier, Corey, Dorr, Dutton, Dwyer, Eagar, Goodall, Greene, Hamlin, Hatch, Hogle, Howard, Huestis, Hunt of Sacramento, Hunt of Santa Clara, Ireland, Lee, Lemon, Meredith, Murch, Olds, Pattison, Perrin, Sexton, Sherwood, Smith of Butte, Smith of El Dorado, Steele, Stewart, Taylor, and Wiggin—40.

NOES—Messrs. Bledsoe, Braly, Brown of Tulare, Chase, Coghlan, Goodwin, Hawkins, Hearst, Hill, Hoag, Holden, Hollister, Johnson, Kidder, Long, Lupton, Luttrell, Mace, McClelland, Parrish, Peterson, Reed, Satterwhite, Tilden, Ward, and Wilcox—26.

The bill was then read third time.

On the passage of the bill, Messrs. Hawkins, Wiggin, and Holden, demanded the ayes and noes, and the bill was passed, by the following vote:

AYES—Messrs. Anthony, Ayer, Batchelder, Bosquit, Bowman, Brown of Contra Costa, Campbell, Chamberlain, Chappell, Clayton, Collier, Corey, Dorr, Dornin, Dutton, Dwyer, Eagar, Goodall, Greene, Hamlin, Hatch, Hogle, Holden, Howard, Huestis, Hunt of Sacramento, Hunt of Santa Clara, Ireland, Lee, Leech, Lemon, Meredith, Murch, Olds, Pattison, Perrin, Reed, Sawyer, Sexton, Sherwood, Singleton, Smith of Butte, Smith of El Dorado, Stewart, Taylor, Tilden, Wiggin, and Zuck—48.

NOES—Messrs. Bledsoe, Braly, Brown of Tulare, Chase, Goodwin, Hawkins, Hearst, Hill, Hoag, Johnson, Kidder, Long, Lupton, Luttrell, Mace, McClelland, Parrish, Peterson, Satterwhite, Ward, and Wilcox—21.

Mr. Holden gave notice of a motion to reconsider the above vote.

Ruled out of order, this being the last working day of the session.

Mr. Holden appealed from the above ruling.

Messrs. Chamberlain, Bowman, and Greene, demanded the previous question.

So ordered.

The ruling of the Chair was sustained.

Mr. Corey offered the following resolution:

Resolved, That the Assistant Enrolling Clerks of the Assembly be allowed two days' extra pay for night services, payable out of the Contingent Fund of the Assembly.

Adopted.

The House receded from its amendment to the amendment proposed by the Senate to the Constitution.

On the adoption of the Senate proposed amendment to the Constitution, the roll was called, and the proposed amendment was adopted, by the following vote :

AYES—Messrs. Anthony, Ayer, Batchelder, Bledsoe, Bosquit, Bowman, Braly, Brown of Contra Costa, Bugbee, Chamberlain, Chappell, Coghlan, Collier, Corey, Dorr, Dornin, Dutton, Dwyer, Eagar, Goodwin, Greene, Hamlin, Hatch, Hearst, Hill, Hoag, Hogle, Holden, Hollister, Hopper, Howard, Huestis, Hunt of Sacramento, Hunt of Santa Clara, Ireland, Leech, Lemon, Long, Lupton, Maholmb, McClelland, Meredith, Murch, Olds, Parrish, Pattison, Perrin, Peterson, Satterwhite, Sexton, Sherwood, Singleton, Smith of El Dorado, Stewart, Taylor, Zuck, and Mr. Speaker—57.

NOES—Messrs. Campbell, Downing, Johnson, Kidder, Luttrell, Sawyer, Tilden, Ward, and Wilcox—9.

Senate bill No. 454, an Act relating to the Sacramento Wharf Company, was taken up, and referred to the Sacramento delegation.

Mr. Hogle, from the Committee on Engrossment, made the following report :

MR. SPEAKER :—The Committee on Engrossment have examined, and found correctly engrossed, Assembly bill No. 633, an Act to repeal an Act to provide for ascertaining the amount of fees paid to certain officers, approved April fourth, eighteen hundred and sixty-four ;

Also, Assembly bill No. 342, an Act relative to the office of District Attorney of the County of Amador ;

Also, Assembly bill No. 269, amendment of the Constitution ;

Also, Assembly bill No. 740, an Act for the relief of the tax payers of the State of California ;

Also, Assembly bill No. 54, amendment of the Constitution ;

Also, Assembly bill No. 471, an Act to authorize H. Casebolt, T. R. Brooks, Abner Doble, and their associates, to lay down and maintain a railroad within the City and County of San Francisco ;

Also, Assembly concurrent resolution No. 75, providing for printing five thousand copies of the report of the special committee to investigate the affairs of the Insane Asylum ;

Also, Assembly concurrent resolution No. 76, instructing our Senators and requesting our Representatives to use their influence to procure amendments to the internal revenue tax law, favoring the wine growing interests ;

Also, substitute for Assembly concurrent resolution No. 8, proposing amendments to the Constitution of the State of California.

HOGLE, for Committee.

SPECIAL FILE RESUMED.

Senate bill No 116, an Act to fix and render certain the boundary line separating the Counties of Butte and Colusa—indefinitely postponed.

The rules were suspended, and Assembly bill No. 750, an Act defining the mode of making street assessments in certain cases in the City and County of San Francisco, was considered engrossed, read third time, and passed, and ordered sent to the Senate.

The rules were suspended, and Assembly bill No. 133, an Act to provide for opening, establishing, and maintaining public roads in the County of Contra Costa, and amendatory of and supplementary to other Acts in relation thereto, was considered engrossed, read third time, and passed, and ordered sent to the Senate.

Senate bill No. 304, an Act to make falsely using, uttering, or publishing certain words actionable—committee amendment adopted, read third time, and passed.

Senate bill No. 409, an Act to regulate the appointment of Trustees of express trusts in case of failure of the last Trustee—read third time, and passed.

Substitute for Senate bill No. 71, an Act relating to criminal prosecutions—read third time, and passed.

The House refused to order engrossed Assembly bill No. 276, an Act for the better protection of the working people of the State of California.

The House refused to order engrossed Assembly bill No. 280, an Act to protect the wages of labor in this State.

Mr. Long had leave to withdraw Assembly bill No. 63, an Act to amend the Act of April twenty-eighth, eighteen hundred and fifty-seven, an Act to regulate fees in office in certain counties in this State.

Senate bill No. 243, an Act to amend an Act to regulate proceedings in criminal cases, passed May first, eighteen hundred and fifty-one—read third time, and passed.

Assembly bill No. 524, an Act to punish fraud by the sale of adulterated milk—rules suspended, considered engrossed, read third time, and passed, and ordered sent to the Senate.

Mr. McClelland presented the following report:

MR. SPEAKER:—The Committee of Free Conference on the disagreeing vote of the two Houses on amendments numbers one, two, and three, made by the Assembly to Senate bill No. 109, relative to the school department of San Francisco, have conferred together, and recommend as follows:

That the Senate concur in the first amendment; that the Senate concur in the second and third amendments, with the following proviso attached to each:

“Provided, that two thirds of the Board of Supervisors first consent thereto by ordinance.”

McCLELLAND,
For Assembly Committee.
DODGE,
EWER,
BELDEN,
Senate Committee.

Messrs. Wilcox, Chase, and Eagar, demanded the previous question.
Sustained.

On the adoption of the above report. Messrs. Ireland, Bosquit, and Murch, demanded the ayes and noes, and the House refused to adopt the report, by the following vote :

AYES—Messrs. Bledsoe, Chappell, Chase, Clayton, Coghlan, Downing, Dwyer, Eagar, Goodwin, Hearst, Hoag, Hogle, Holden, Hopper, Howard, Kidder, Leech, Lemon, Long, Lupton, Luttrell, Mace, McClelland, Parrish, Sawyer, Satterwhite, Sexton, Smith of El Dorado, Taylor, Ward, Wiggin, and Wilcox—32.

NOES—Messrs. Anthony, Ayer, Batchelder, Bosquit, Bowman, Bugbee, Campbell, Chamberlain, Collier, Dorr, Dutton, Goodall, Greene, Hamlin, Hansbrow, Hatch, Hill, Hollister, Huestis, Hunt of Sacramento, Hunt of Santa Clara, Ireland, Johnson, Lee, Meredith, Murch, Olds, Perrin, Peterson, Sherwood, Smith of Butte, Steele, Stewart, and Tilden—34.

Mr. Bugbee moved to indefinitely postpone the bill above reported on. The House so ordered.

Mr. Long offered the following resolution :

WHEREAS, It has pleased Almighty God to take from this world His Excellency John McDougal, one of the oldest citizens of California, and one of its first Governors; therefore,

Resolved, That when this House adjourns, it shall be in respect to the memory of said deceased.

Adopted.

MESSAGES FROM THE SENATE.

The following messages were received from the Senate :

SENATE CHAMBER, }
March 30th, 1866. }

Mr. SPEAKER:—The Senate, this day, concurred in Assembly concurrent resolution No. 76, instructing our Senators and requesting our Representatives to use their influence to procure amendments to the internal revenue tax law, favoring the wine growing interest;

Also, concurred in Assembly concurrent resolution No. 77, for a Joint Convention;

Also, return Assembly bill No. 630, the general appropriation bill, for enrolment.

CHAS. W. GORDON,
Assistant Secretary.

SENATE CHAMBER, }
March 31st, 1866. }

Mr. SPEAKER:—The Senate, this day, passed Assembly bill No. 563, an Act to provide for the cure and sale of the furniture and fixtures of the legislative committee rooms;

Also, passed Assembly bill No. 548, an Act to change the time of holding municipal elections in the City and County of San Francisco, and to define the official terms of certain officers therein named.

JOHN WHITE,
Secretary of Senate.

SENATE CHAMBER,

March 31st, 1866. }

Mr. SPEAKER:—The Senate, this day, passed Assembly bill No. 582, an Act to appropriate money to complete the Broderick monument.

JOHN WHITE,

Secretary of Senate.

SENATE CHAMBER,

March 31st, 1866. }

Mr. SPEAKER:—The Senate, this day, passed Assembly bill No. 666, an Act to provide for laying out, altering, and vacating public roads in the County of Marin;

Also, adopted report of Committee of Free Conference on Senate bill No. 109, relative to the school department of San Francisco;

Also, passed substitute for Assembly bill No. 489, an Act for the relief of Garrett Welton;

Also, passed Assembly bill No. 700, an Act to reduce the county expenses of the County of Trinity.

JOHN WHITE,

Secretary of Senate.

SENATE CHAMBER,

March 31st, 1866. }

Mr. SPEAKER:—The Senate, this day, passed Senate bill No. 193, an Act to extend the line of the water front of the City and County of San Francisco, and to vest the control thereof in the Board of State Harbor Commissioners.

JOHN WHITE,

Secretary of Senate.

SENATE CHAMBER,

March 31st, 1866. }

Mr. SPEAKER:—The Senate, this day passed, and ordered transmitted immediately to the Assembly. Senate bill No. 466, an Act supplementary to and explanatory of the revenue laws of this State.

CHAS. W. GORDON,

Assistant Secretary.

SENATE CHAMBER,

March 31st, 1866. }

Mr. SPEAKER:—The Senate, on this day, passed Assembly bill No. 598, an Act granting to certain persons therein named the right to lay a railroad track along certain streets in the City and County of San Francisco.

JOHN WHITE,

Secretary of Senate.

SENATE CHAMBER,

March 31st, 1866. }

Mr. SPEAKER:—The Senate, on this day, passed Assembly bill No. 690, an Act to provide for a railroad within the City and County of San Francisco;

Also, passed Senate bill No. 462, an Act to provide for paving the streets in the City and County of San Francisco.

JOHN WHITE,

Secretary of Senate.

SENATE CHAMBER, }
March 31st, 1866. }

Mr. SPEAKER :—The Senate, on this day, amended and passed Assembly bill No. 534, an Act to amend an Act entitled an Act to regulate proceedings in criminal cases, passed April twentieth, eighteen hundred and fifty, and other Acts amendatory thereof and supplemental thereto.

JOHN WHITE,
Secretary of Senate.

SENATE CHAMBER, }
March 31st, 1866. }

Mr. SPEAKER :—The Senate, on this day, adopted a substitute for and passed Assembly bill No. 623, an Act to amend an Act entitled an Act concerning the officers of Calaveras County, the collection of poll taxes, license taxes, and foreign miners' license taxes in said county, approved February twenty-sixth, eighteen hundred and fifty-nine.

JOHN WHITE,
Secretary of Senate.

SENATE CHAMBER, }
March 31st, 1866. }

Mr. SPEAKER :—The Senate, this day, passed Senate bill No. 377, an Act concerning the translation of Executive reports;

Also, passed Senate bill No. 346, an Act to amend an Act entitled an Act to provide for the issuance of patents to lands located with school land warrants, and for lands purchased under the Act of April twenty-third, eighteen hundred and fifty-eight, approved April sixteenth, eighteen hundred and fifty-nine;

Also, passed Senate bill No. 382, an Act prescribing a rule for computing folios of printed translations made under authority of law, and for establishing a standard for copying by folio;

Also, passed Assembly bill No. 519, an Act supplementary to an Act entitled an Act to authorize the incorporation of canal companies and the construction of canals, approved May fourteenth, eighteen hundred and sixty-two;

Also, passed Assembly bill No. 497, an Act to accept the grant by the United States Government to the State of California of the Yosemite Valley and of the land embracing the Mariposa Big Tree Grove, and to organize the Board of Commissioners, and to fully empower them to carry out the objects of the grant and to fulfil the purposes of the trust;

Also, passed Assembly bill No. 743, an Act to fix the rate of taxation for State purposes;

Also, concurred in Assembly concurrent resolution No. 78, providing for the printing of five hundred copies of the revenue laws of the present session;

Also, refused to pass Assembly bill No. 274, an Act concerning corporations;

Also, passed Assembly bill No. 350, an Act to appropriate money to pay the expenses incurred by Plumas County and her citizens in the conflict between said county and the authorities of Nevada Territory;

Also, amended and passed Assembly bill No. 239, an Act to legalize assessments and to provide for the collection of delinquent taxes in the several counties of this State, and respectfully ask concurrence of Assembly in amendments.

CHAS. W. GORDON,
Assistant Secretary.

SENATE CHAMBER,
March 31st, 1866. }

Mr. SPEAKER:—The Senate, this day, passed Assembly bill No. 156, an Act providing for the determination of actions for the recovery of the possession of lands and tenements;

Also, passed Senate bill No. 142, an Act to authorize Mary King, administratrix of Manuel King, to sell certain property at private sale;

Also, passed Assembly bill No. 745, an Act to regulate the issue of county warrants in the County of Trinity;

Also, passed, with amendments, Assembly bill No. 196, an Act in relation to probate sales, and respectfully ask concurrence of Assembly in amendments;

Also, passed substitute for Assembly bill No. 514, an Act amendatory of a supplemental Act, approved April eleventh, eighteen hundred and sixty-two, entitled an Act to provide for the reclamation and segregation of swamp and overflowed lands, with amendments, in which concurrence of Assembly is respectfully asked.

CHAS. W. GORDON,
Assistant Secretary.

SENATE CHAMBER,
March 31st, 1866. }

Mr. SPEAKER:—The Senate, this day, passed Assembly bill No. 744, an Act to regulate the drawing of warrants on the Treasurer of Shasta County;

Also, passed Assembly bill No. 726, an Act in relation to public roads in El Dorado County;

Also, passed Assembly bill No. 704, an Act to incorporate the City of Monterey;

Also, passed substitute for Assembly bill No. 17, concerning the Board of Supervisors of the County of Siskiyou.

JOHN WHITE,
Secretary.

CONSIDERATION OF SENATE MESSAGES.

The House concurred in Senate amendments to Assembly bill No. 582, above reported.

Senate bill No. 393, above reported, read first and second times, and referred to the Committee on Commerce and Navigation.

Senate bill No. 446, above reported, read first and second times, rules suspended, read third time, and passed.

Senate bill No. 462, above reported, read first and second times, rules suspended, read third time, and passed.

Senate bill No. 377, above reported, read first and second times, rules suspended, read third time, and passed.

Senate bill No. 346, above reported, read first and second times, rules suspended, read third time, and passed.

Senate bill No. 142, above reported, read first and second times, rules suspended, read third time, and passed.

Senate bill No. 462, above reported, read first and second times.

Mr. Clayton moved to refer the bill to the San Francisco delegation.

Upon which, Messrs Clayton, Dwyer, and Hopper, demanded the ayes and noes, and the House refused to refer, by the following vote:

AYES—Messrs. Ayer, Bosquit, Bowman, Braly, Bugbee, Chamberlain,

Clayton, Collier, Dutton, Goodall, Hansbrow, Hill, Hopper, Huestis, Ireland, Johnson, Long, Lupton, Olds, Perrin, Sexton, Smith of El Dorado, Steele, Stewart, Ward, and Wiggin—26.

NOES—Messrs. Bledsoe, Campbell, Chase, Dwyer, Eagar, Goodwin, Hatch, Hearst, Hoag, Hogle, Holden, Hunt of Sacramento, Hunt of Santa Clara, Kidder, Lee, Leech, Luttrell, Mace, Maholmb, McClelland, Meredith, Murch, Parrish, Peterson, Reed, Sawyer, Satterwhite, Sherwood, Singleton, Taylor, Tilden, and Wilcox—32.

Messrs. Wilcox, Chase, and Luttrell, demanded the previous question. Sustained.

The bill was then read third time, and passed.

The House concurred in Senate amendment to Assembly bill No. 582, above reported.

The House concurred in Senate amendment to Assembly bill No. 534, above reported.

The House concurred in Senate amendment to Assembly bill No. 239, above reported.

The House concurred in Senate amendment to Assembly bill No. 192, above reported.

The House concurred in Senate amendment to Assembly bill No. 156, above reported.

The House concurred in substitute for Assembly bill No. 514, above reported.

Senate bill No. 382, above reported, was read first and second times.

Mr. Hill offered the following amendment: Amend by inserting the following section:

“SEC. 3. This Act shall not apply to or affect the translators appointed during the present session of the Legislature.”

Rejected.

The bill was then read third time, and passed.

MESSAGE FROM THE GOVERNOR.

The following message was received from the Governor:

STATE OF CALIFORNIA, EXECUTIVE DEPARTMENT, }
Sacramento, March 31st, 1866.

To the Assembly of the State of California:

I have to inform your honorable body that I have approved Assembly bill No. 500, an Act to appropriate money to pay the outstanding Indian war bonds issued by the State of California under the Act of the Legislature, approved May third, eighteen hundred and fifty-two, and Acts supplementary thereto;

Also, Assembly bill No. 720, an Act granting power to the Board of Supervisors of the City and County of San Francisco to order certain street work to be done as therein specified;

Also, Assembly bill No. 722, an Act to facilitate the collection of delinquent taxes in the City and County of San Francisco;

Also, Assembly bill No. 465, an Act to provide for the construction of a county road in Marin County by the Supervisors of Marin County;

Also, Assembly bill No. 392, an Act to amend an Act entitled an Act to grant the right to improve the navigation of Petaluma Creek,

approved April eleventh, eighteen hundred and fifty-nine, to extend the time for the completion of the improvements, and provide for the payment thereof;

Also, Assembly bill No. 423, an Act to authorize the guardian of the minor children of John K. Osgood, late of the City and County of San Francisco, deceased, to sell and convey their real estate;

Also, Assembly bill No. 691, an Act supplemental to an Act entitled an Act to provide for the reclamation and segregation of swamp and overflowed, and salt marsh, and tide lands donated to the State of California by an Act of Congress, approved May thirteenth, eighteen hundred and sixty-one, and all Acts supplemental to or amendatory thereof;

Also, Assembly bill No. 446, an Act to authorize the Controller of State to issue duplicate warrants to John Gierl;

Also, Assembly bill No. 490, an Act relative to the Board of Supervisors of Amador County, defining their powers and duties;

Also, Assembly bill No. 602, an Act to further regulate the collection of taxes in Sierra County;

Also, Assembly bill No. 540, an Act to amend an Act entitled an Act to reincorporate the City of Stockton, approved April twenty-first, eighteen hundred and sixty-two;

Also, Assembly bill No. 405, an Act to provide for changing the location of the California institution for the education of the deaf, dumb, and blind;

Also, Assembly bill No. 476, an Act to authorize W. G. Hunt, L. M. Curtis, and others, to construct a lock in Cache Creek, at or near the outlet of Clear Lake, in Lake County;

Also, Assembly bill No. 622, an Act to amend an Act entitled an Act to authorize the Board of Supervisors of the County of Stanislaus to take and subscribe twenty-five thousand dollars to the capital stock of the Stockton and Copperopolis Railroad Company, and to provide for the payment of the same, and other matters relating thereto, approved April seventeenth, eighteen hundred and sixty-three;

Also, Assembly bill No. 568, an Act concerning roads and highways in the Counties of Klamath and Del Norte;

Also, Assembly bill No. 645, an Act to incorporate the Town of Santa Cruz;

Also, Assembly bill No. 273, an Act to amend an Act entitled an Act amendatory of Article IV of an Act entitled an Act to repeal the several charters of the City and County of San Francisco, to establish the boundaries of the City and County of San Francisco, and to consolidate the government thereof, approved the nineteenth day of April, eighteen hundred and fifty-six, repealing section thirty-six to sixty-four inclusive, and Acts and parts of Acts amendatory and supplementary thereof, and substituting this Act for said Article IV, approved April twenty-fifth, eighteen hundred and sixty-two;

Also, Assembly bill No. 543, an Act to regulate fees in office of the County Assessor, County Treasurer, and Tax Collector, in the County of Siskiyou, and to more fully define their duties;

Also, Assembly bill No. 596, an Act to authorize certain parties therein named to construct a wharf;

Also, Assembly bill No. 410, an Act concerning roads and highways, in the County of Santa Clara;

Also, Assembly bill No. 647, an Act to amend an Act entitled an Act concerning roads and highways in the Counties of Shasta and Trinity, approved March twenty-eighth, A. D. eighteen hundred and sixty-three;

Also, Assembly bill No. 693, an Act to define the compensation of certain officers in the County of San Mateo, and to amend the existing laws on the subject ;

Also, Assembly bill No. 553, an Act to amend an Act entitled an Act concerning roads and highways in the County of Alameda, approved March twenty fourth, eighteen hundred and sixty-two ;

Also, Assembly bill No. 686, an Act in relation to the City Courts of the City of Oakland ;

Also, Assembly bill No. 643, an Act to extend the provisions of an Act concerning hogs found running at large in the Counties of Marin, Sacramento, San Francisco, Alameda, Stanislaus, Yuba, and Santa Clara, approved April twenty-first, eighteen hundred and fifty-six, and the amendments thereto, approved April eighteenth, eighteen hundred and fifty-nine ;

Also, Assembly bill No. 612, an Act to confer certain powers on night watchmen in towns and villages in the County of Calaveras ;

Also, Assembly bill No. 480, an Act in relation to the office of Tax Collector of the City and County of San Francisco ;

Also, Assembly bill No. 604, an Act to allow the Western Pacific and the San Francisco and San José Railroad Companies, and other parties, the right to take gravel from the channel of Coyote Creek, in the County of Santa Clara ;

Also, Assembly bill No. 218, an Act to provide for the construction of a turnpike road from Lake County across the mountain to Yolo County ;

Also, Assembly bill No. 574, an Act authorizing Joseph Morrill, John Montgomery, T. F. Miller, and others, to construct a wagon road from Susanville, in Lassen County, to the Owyhee River ;

Also, Assembly bill No. 571, an Act to provide for the division of Sutter County into assessment districts for the election of District Assessors, and to define their duties, liabilities, and compensation ;

Also, Assembly bill No. 688, an Act amendatory of and supplemental to an Act entitled an Act to establish and maintain public pounds for the better securing of estrays and other stock in the County of San Joaquin ;

Also, Assembly bill No. 343, an Act to legalize an order of the Board of Supervisors of the City and County of San Francisco, granting the use of certain streets to the Front street, Mission and Ocean Railroad Company ;

Also, Assembly bill No. 558, an Act amendatory of and supplementary to an Act entitled an Act for the better protection of the Treasury of the County of Placer, approved April sixth, eighteen hundred and sixty-three ;

Also, Assembly bill No. 621, an Act to amend an Act fixing the compensation of the Board of Supervisors of Yolo County, approved February sixth, eighteen hundred and sixty-four ;

Also, Assembly bill No. 660, an Act authorizing the Board of Supervisors of Plumas County to aid in constructing certain wagon roads in said County.

FRED'K F. LOW,
Governor.

Mr. Wilcox moved to take up substitute for Senate bill No. 181.

Carried.

Mr. Wilcox moved that the vote whereby the bill was lost be reconsidered.

Carried.

On motion of Mr. Wilcox, the Clerk was instructed to go to the Senate and get the bill.

Mr. Clayton asked leave to make a report.

Mr. Holden rose to a point of order, viz: That reports were not in order, and that it would take a two thirds vote of the House to grant leave.

The Speaker pro tem (Mr. Eagar) ruled the point of order well taken.

Mr. Leech moved that Mr. Clayton have leave to make a report.

Mr. Lupton moved to take up Assembly bill No. 450.

Carried.

Mr. Lupton offered an amendment to the bill.

Adopted.

The bill was read third time, and passed, and the Clerk was directed to take the bill immediately to the Senate.

Mr. Holden offered the following resolution:

Resolved, That the Senate be and is hereby requested to return to this House, Senate bills Nos. 181 and 406.

Adopted.

MESSAGES FROM THE SENATE.

The following messages were received from the Senate:

SENATE CHAMBER,
March 31st, 1866. }

Mr. SPEAKER:—The Senate, on this day, passed Assembly bill No. 555, an Act to authorize the Exempt Fire Company of San Francisco to receive and manage the San Francisco Fire Department Charitable Fund, and to receive from the City and County of San Francisco a house and lot for its use;

Also, passed Assembly bill No. 529, an Act to amend an Act entitled an Act to authorize the County Treasurers of the Counties of Napa, Lake, and Mendocino, to collect and receive certain public moneys as revenue, approved February twenty-ninth, eighteen hundred and sixty-four.

CHAS. W. GORDON,
Assistant Secretary.

SENATE CHAMBER,
March 31st, 1866. }

Mr. SPEAKER:—The Senate, on this day, passed Assembly bill No. 684, an Act amendatory of and supplemental to an Act entitled an Act to provide for a railroad within the City and County of San Francisco, passed April seventeenth, eighteen hundred and sixty-one, and the Act amendatory thereof, passed March twenty-eighth, eighteen hundred and sixty-three.

JOHN WHITE,
Secretary of Senate.

Mr. Corey, Chairman of the Committee on Enrolment, made the following report:

Mr. SPEAKER :—The Committee on Enrolment have examined, and found correctly enrolled, Assembly bill No. 709, an Act concerning assessing and collecting of revenue in the County of Yuba;

Also, Assembly bill No. 519, an Act supplementary to an Act entitled an Act to authorize the incorporation of canal companies and the construction of canals, approved May fourteenth, eighteen hundred and sixty-two;

Also, Assembly bill No. 743, an Act to fix the rate of taxation for State purposes;

Also, Assembly bill No. 489, an Act for the relief of Garrett Welton;

Also, Assembly bill No. 497, an Act to accept the grant by the United States Government to the State of California of the Yosemite Valley and of the land embracing the Mariposa Big Tree Grove, and to organize the Board of Commissioners, and to fully empower them to carry out the objects of the grant and fulfil the purposes of the trust;

Also, Assembly bill No. 700, an Act to reduce the county expenses in the County of Trinity;

Also, Assembly bill No. 666, an Act to provide for laying out, altering, and vacating public roads in the County of Marin;

Also, Assembly bill No. 563, an Act to provide for the care and sale of the furniture and fixtures of the legislative committee rooms;

Also, Assembly bill No. 548, an Act to change the time for holding municipal elections in the City and County of San Francisco, and to define the official terms of certain officers therein named;

Also, Assembly bill No. 690, an Act to provide for a railroad within the City and County of San Francisco;

Also, Assembly bill No. 534, an Act to amend an Act entitled an Act to regulate proceedings in criminal cases, passed April twentieth, eighteen hundred and fifty, and other Acts amendatory thereof and supplementary thereto;

And on this, the thirty-first day of March, eighteen hundred and sixty-six, at one o'clock P. M., delivered the same to the Governor for his approval.

Also, have examined, and found correctly enrolled, Assembly concurrent resolution No. 76, instructing our Senators and requesting our Representatives to use their influence to procure amendments to the internal revenue tax law, favoring the wine growing interests;

Also, Assembly concurrent resolution No. 75, providing for printing five thousand copies of the report of the special committee to investigate the affairs of the Insane Asylum;

And on this, the thirty-first day of March, eighteen hundred and sixty-six, deposited the same in the Secretary of State's office.

COREY, Chairman.

MESSAGES FROM THE SENATE.

The following messages were received from the Senate:

SENATE CHAMBER, }
March, 31st, 1866. }

Mr. SPEAKER :—The Senate, this day, passed Senate bill No. 198, an Act to appropriate money to pay the claim of John C. Boggs;

Also, passed Assembly bill No. 741, an Act to provide for raising certain moneys in Swamp Land District Number Two, and to provide for the mode of expending them and satisfying a supposed claim of the City

of Sacramento against said district, with amendments, and respectfully ask concurrence of Assembly in amendments;

Also, passed Assembly bill No. 632, an Act to provide for the payment of the State's portion of the County Auditors' salaries in the Counties of Shasta and Plumas;

Also, passed Assembly bill No. 466, an Act for the relief of Alexander Gibson;

Also, passed Assembly bill No. 324, an Act appropriating money to purchase the California Supreme Court Reports;

Also, passed Assembly bill No. 731, an Act concerning the official bonds of officers in and for the County of Santa Barbara.

CHAS. W. GORDON,
Assistant Secretary.

SENATE CHAMBER,
March 31st, 1866 }

Mr. SPEAKER:—The Senate, this day, passed Assembly bill No. 117, an Act to amend an Act to grant the right of way for a railroad track within the limits of the City and County of San Francisco, passed April twentieth, eighteen hundred and sixty-three;

Also, passed Assembly bill No. 535, concerning the State Reform School at Marysville.

JOHN WHITE,
Secretary of Senate.

SENATE CHAMBER,
March 31st, 1866 }

Mr. SPEAKER:—The Senate, this day, passed Senate bill No. 368, an Act to authorize the Controller of State to credit F. S. Lardner, late Treasurer of Sacramento County, with certain moneys for licenses lost by the Collector, and to authorize the Auditor of Sacramento County to credit James McClatchy, late Sheriff of Sacramento County, for certain lost licenses.

JOHN WHITE,
Secretary of Senate.

SENATE CHAMBER,
March 31st, 1866 }

Mr. SPEAKER:—The Senate, this day passed, by a suspension of the rules, an Act to amend an Act entitled an Act to divide the State into Congressional Districts, and fix the time to elect Representatives to Congress, approved April first, eighteen hundred and sixty-four;

Also, passed Senate bill No. 455, an Act to pay the claim of George I. Lytle;

Also, passed Assembly bill No. 748, an Act concerning the office of District Attorney of the County of Calaveras;

Also, passed Assembly bill No. 753, an Act to amend an Act entitled an Act to create the office of State Printer, and define the duties and compensation thereof, and to provide for the time and manner of election, approved May first, eighteen hundred and fifty-four, and all Acts amendatory thereof and supplemental thereto;

Also, passed Assembly bill No. 738, an Act to provide for the exemption of the members of the San Francisco Fire Department from military and jury duty, with an amendment;

Also, return herewith Senate bill No. 181, at request of Assembly;

Also, passed Assembly bill No. 733, an Act to authorize the Supervisors of Solano County to transcribe and preserve such records of Solano County as said Supervisors may direct, with an amendment.

CHAS. W. GORDON,
Assistant Secretary.

The question being, "Shall the House concur in the first Senate amendment to Assembly bill No. 535?" above reported, Messrs. Sherwood, Batchelder, and Stewart, demanded the ayes and noes, and the House concurred, by the following vote:

AYES—Messrs. Ayer, Bosquit, Bowman, Braly, Bugbee, Campbell, Chase, Clayton, Collier, Corey, Downing, Dutton, Dwyer, Eagar, Hearst, Hogle, Holden, Hunt of Santa Clara, Ireland, Johnson, Lee, Lemon, Lupton, McClelland, Parrish, Pattison, Perrin, Peterson, Sexton, Taylor, Wiggin, and Wilcox—32.

NOES—Messrs. Anthony, Batchelder, Chamberlain, Coghlan, Goodwin, Greene, Hamlin, Hansbrow, Hollister, Hopper, Huestis, Kidder, Meredith, Sherwood, Singleton, Smith of Butte, Stewart, Tilden, Ward, and Zuck—20.

The House concurred in the second Senate amendment to the bill.

The House concurred in Senate amendment to Assembly bill No. 733, above reported.

The House concurred in Senate amendment to Assembly bill No. 529, above reported.

Senate substitute for Senate bill No. 181, above reported, was considered.

Mr. Zuck moved that the bill be indefinitely postponed.

Upon which, Messrs. Chamberlain, Dutton, and Zuck, demanded the ayes and noes, and the bill was indefinitely postponed, by the following vote:

AYES—Messrs. Anthony, Batchelder, Bledsoe, Bosquit, Braly, Campbell, Chamberlain, Chappell, Collier, Corey, Dornin, Downing, Dwyer, Goodall, Greene, Hamlin, Hansbrow, Hogle, Hollister, Huestis, Hunt of Santa Clara, Ireland, Lee, Long, Mace, Maholmb, McClelland, Murch, Parrish, Pattison, Perrin, Peterson, Reed, Smith of Butte, Smith of El Dorado, Stewart, Taylor, Tilden, Ward, and Zuck—40.

NOES—Messrs. Bowman, Bugbee, Chase, Clayton, Coghlan, Dorr, Dutton, Eagar, Goodwin, Hatch, Hill, Hoag, Holden, Hopper, Johnson, Kidder, Leech, Lupton, Luttrell, Meredith, Olds, Sawyer, Sexton, Sherwood, Singleton, and Wiggin—26.

Senate bill No. 198, above reported, was read first and second times, and considered in Committee of the Whole.

IN ASSEMBLY.

Reported, and passage recommended, rules suspended, read third time, and passed.

Assembly bill No. 741, above reported, was referred to the Sacramento delegation.

Senate bill No. 467, above reported, read first and second times, rules suspended, read third time, and passed.

Senate bill No. 368, above reported, read first and second times, rules suspended, read third time, and passed.

Mr. Holden offered the following resolution :

Resolved, By the Assembly, the Senate concurring, that this Legislature adjourn *sine die* on Monday, the second day of April, A. D. eighteen hundred and sixty-six, at eleven o'clock P. M.

Lost.

Senate bill No. 455, above reported, read first and second times, and considered in Committee of the Whole.

IN ASSEMBLY.

Reported. rules suspended, read third time, and passed.

At eleven o'clock and fifty minutes P. M., the House adjourned.

IN ASSEMBLY.

HOUSE OF ASSEMBLY,
Monday, April 2d, 1866. }

House met pursuant to adjournment.

Speaker in the Chair.

Roll called.

Quorum present.

Prayer by the Chaplain.

Journal of Saturday last read and approved.

RESOLUTIONS.

Mr. Hansbrow offered the following resolution :

Resolved, That the Journal Clerk and Assistant Journal Clerk of the Assembly be each allowed one week's pay as compensation for night services and for the completion of the Journal after the adjournment of the Legislature, and the Controller of State is hereby authorized and required to draw his warrants on the Treasurer in favor of said Clerks for the amounts herein allowed, payable out of the Contingent Fund of the Assembly.

Adopted.

Mr. Hopper offered the following resolution :

Resolved. That the thanks of the Assembly are hereby tendered to Thomas A. Brown, the member representing the County of Contra Costa in this body, for the able and efficient manner in which he has served the people of this State and this Assembly, as Chairman of the Judiciary Committee and as a member of this body.

Adopted unanimously.

Mr. Campbell offered the following resolution :

Resolved, That John H. Roberts, Joseph M. Wood, and L. D. Wickes,

Assistant Clerk, Minute Clerk, and Second Assistant Clerk, be each allowed one week's pay for assisting in arranging the papers, bills, etc., of the Assembly after the adjournment, and the Controller of State is hereby directed to draw his warrants in favor of the said John H. Roberts, Joseph M. Wood, and L. D. Wickes, each for fifty-six dollars, and the Treasurer of State to pay the same out of the Contingent Fund of the Assembly, upon the certificate of the Chief Clerk of the Assembly.

Adopted.

Mr. Eagar offered the following resolution :

Resolved, That B. Cavanagh, Fireman of this Assembly, be and is hereby allowed the additional sum of one dollar per diem for such services for the whole time of his services in such capacity, and the Controller of State is authorized and directed to draw his warrant on the Treasurer for the amount of said services so allowed by virtue of this resolution.

Objection being made to the adoption of the above resolution, Mr. Coghlan moved to suspend the rules.

Lost.

Mr. Eagar introduced a concurrent resolution authorizing T. J. Sherwood to take charge of certain State property at Marysville.

Adopted.

Mr. Hill offered the following resolution :

Resolved, That the thanks of this House are due and are hereby tendered to Marcus D. Boruck for the faithful and able manner in which he has discharged his duties as Chief Clerk of this House.

Adopted unanimously.

Mr. Corey, Chairman of the Committee on Enrolment, made the following report :

MR. SPEAKER:—The Committee on Enrolment have examined, and found correctly enrolled, Assembly bill No. 566, an Act to authorize all the counties south of Santa Clara County to aid in the construction of the Southern Pacific Railroad ;

Also, Assembly bill No. 649, an Act to regulate the fees of Constables in the County of San Bernardino ;

Also, Assembly bill No. 659, an Act to authorize Lewis Schwartz and Charles F. Miller to construct a wharf near the Aptos Creek, in Santa Cruz County ;

Also, Assembly bill No. 702, an Act to amend an Act entitled an Act concerning roads and highways in the County of Monterey, approved April sixth, eighteen hundred and sixty-two ;

Also, Assembly bill No. 781, an Act re-enact section one of an Act entitled an Act providing for the government of the County of Sacramento, approved April twenty-fifth, A. D. eighteen hundred and sixty-three ;

Also, Assembly bill No. 708, an Act further defining the duties of the County Recorder of Yuba County ;

Also, Assembly bill No. 726, an Act amendatory of an Act approved March first, eighteen hundred and sixty-three, entitled an Act to amend an Act entitled an Act in relation to public roads in the County of El Dorado, and to the Road Fund of said county, approved February twenty-seventh, eighteen hundred and sixty-two ;

Also, Assembly bill No. 555, an Act to authorize the Exempt Fire Company of San Francisco to receive and manage the San Francisco Fire Department Charitable Fund, and to receive from the City and County of San Francisco a house and lot for its use ;

Also, Assembly bill No. 745, an Act to regulate the issue of county warrants in the County of Trinity ;

Also, Assembly bill No. 514, an Act amendatory of a supplemental Act approved April eleventh, eighteen hundred and sixty-two, entitled an Act to provide for the reclamation and segregation of swamp and overflowed, and salt marsh, and tide lands, approved May thirteenth, eighteen hundred and sixty-one ;

Also, Assembly bill No. 17, an Act to authorize the Board of Supervisors of the County of Siskiyou to transfer and loan the surplus moneys now on hand and that may annually accrue in the County General Hospital Fund and the District Hospital Fund of said county, to the General Fund and School Fund of said county ;

Also, Assembly bill No. 466, an Act for the relief of Alexander Gibson ;

Also, Assembly bill No. 744, an Act to regulate the drawing of warrants on the Treasurer of Shasta County ;

Also, Assembly bill No. 731, an Act concerning the official bonds of officers in and for the County of Santa Barbara ;

Also, Assembly bill No. 748, an Act concerning the office of District Attorney of the County of Calaveras ;

Also, Assembly bill No. 582, an Act to appropriate money to complete the Broderick monument ;

Also, Assembly bill No. 753, an Act to amend an Act entitled an Act to create the office of State Printer, and define the duties and compensation thereof, and to provide for the time and manner of election, approved May first, eighteen hundred and fifty-four, and all Acts amendatory thereof or supplementary thereto ;

Also, Assembly bill No. 529, an Act to amend an Act entitled an Act to authorize the County Treasurers of the Counties of Napa, Lake, and Mendocino, to collect and receive certain public moneys as revenue, approved February twenty-ninth, eighteen hundred and sixty-four ;

Also, Assembly bill No. 239, an Act to legalize assessments, and to provide for the collection of delinquent taxes in the several counties of this State ;

Also, Assembly bill No. 733, an Act to authorize the Supervisors of Solano County to transcribe and preserve such records of Solano County as said Supervisors may direct ;

Also, Assembly bill No. 196, an Act in relation to probate sales ;

Also, Assembly bill No. 632, an Act to provide for the payment of the State's portion of the County Auditors' salaries in the Counties of Shasta and Plumas ;

Also, Assembly bill No. 535, an Act providing for the removal of the pupils of the State Reform School to the Industrial School Department of the City and County of San Francisco, and to provide for the support of the same ;

Also, Assembly bill No. 684, an Act amendatory of and supplemental to an Act entitled an Act to provide for a railroad within the City and County of San Francisco, passed April seventeenth, eighteen hundred and sixty-one, and the Act amendatory thereof, passed March twenty-eighth, eighteen hundred and sixty-three ;

Also, Assembly bill No. 598, an Act granting to certain persons therein

named the right to lay a railroad track along certain streets in the City and County of San Francisco;

Also, Assembly bill No. 324, an Act appropriating money to purchase the California Supreme Court Reports;

Also, Assembly bill No. 738, an Act to provide for the exemption of the San Francisco Fire Department from military and jury duty;

Also, Assembly bill No. 704, an Act to further amend an Act to incorporate the City of Monterey, approved May eleventh, eighteen hundred and sixty-three, as amended March fourth, eighteen hundred and fifty-seven;

And on this, the second day of April, eighteen hundred and sixty-six, at twelve o'clock and fifty-five minutes P. M., delivered the same to the Governor for his approval.

Also, have examined, and found correctly enrolled, Assembly bill No. 623, an Act to amend an Act entitled an Act concerning the officers of Calaveras County, and the collection of poll taxes, license taxes, and foreign miners' license taxes in said county, approved February twenty-sixth, eighteen hundred and fifty-nine;

Also, Assembly bill No. 156, an Act providing for the determination of actions for the recovery of the possession of lands and tenements, for rents and profits growing out of the same, and for damages for the withholding thereof in certain cases;

Also, Assembly bill No. 117, an Act to amend an Act to grant the right of way for a railroad track within the limits of the City and County of San Francisco, passed April twentieth, eighteen hundred and sixty-three;

And on this, the second day of April, eighteen hundred and sixty-six, at eight o'clock P. M., delivered the same to the Governor for his approval.

COREY, Chairman.

MESSAGES FROM THE SENATE.

The following messages were received from the Senate:

SENATE CHAMBER,
April 2d, 1866 }

MR. SPEAKER:—The Senate, on the thirty-first ultimo, passed Assembly bill No. 589, an Act concerning unlawful holding over of dwelling houses, tenement houses, shops, and stores, and the land leased therewith, in the City and County of San Francisco;

Also, passed Assembly bill No. 570, an Act to amend an Act entitled an Act concerning the collection of poll taxes, license taxes, and foreign miners' licenses, in the County of Sierra;

Also, passed Assembly bill No. 68, an Act to provide for the collection of the revenue in and for the County of Mendocino;

Also, passed, with amendments, Assembly bill No. 710, an Act to authorize and empower the Board of Supervisors of the City and County of San Francisco to change the grade of certain streets in said city and county, and respectfully ask concurrence of the Assembly in the amendments;

Also, this day, adopted a concurrent resolution suspending the Fifteenth Joint Rule by the Senate and Assembly, and respectfully ask concurrence of the Assembly in the resolution.

CHAS. W. GORDON,
Assistant Secretary.

SENATE CHAMBER,
April 2d, 1866. }

Mr. SPEAKER :—The Senate, on the thirty-first ultimo, refused to pass Assembly bill No. 658, an Act to authorize the sale and conveyance to William Alvord and his associates and assigns, of certain overflowed lands in the City and County of San Francisco.

JOHN WHITE,
Secretary of Senate.

Senate concurrent resolution above reported, suspending the Fifteenth Joint Rule, was adopted in concurrence.

The House concurred in Senate amendments to Assembly bill No. 710, above reported.

Mr. Brown of Contra Costa offered the following resolution :

Resolved, By the Assembly, that Hiram Clock, Porter of the Judiciary and other committees of this House, shall receive, as extra pay for his services, the sum of two dollars per day for the time he has served as such Porter; and that the Controller be and is hereby authorized to draw his warrant upon the Treasurer for said sum, and the Treasurer shall pay the same out of the Contingent Fund of the Assembly.

Mr. Wilcox offered the following substitute :

Resolved, That each member contribute one dollar to Mr. Clock, Porter of committee rooms.

Adopted.

Mr. Brown of Contra Costa moved to reconsider the vote whereby the above substitute was adopted.

Carried.

Mr. Brown of Contra Costa moved to suspend the rules and adopt the resolution.

Upon which, Messrs. Bledsoe, Perrin, and Ireland, demanded the ayes and noes, and the rules were suspended, by the following vote :

AYES—Messrs. Bosquit, Bowman, Braly, Brown of Contra Costa, Brown of Tulare, Campbell, Chappell, Chase, Coghlan, Dorr, Eagar, Goodwin, Greene, Hamlin, Hansbrow, Hearst, Hill, Hogle, Holden, Hollister, Hopper, Howard, Huestis, Hunt of Sacramento, Hunt of Santa Clara, Kidder, Lee, Long, Maholmb, McClelland, Meredith, Olds, Parrish, Pattison, Peterson, Reed, Sherwood, Smith of Butte, Smith of El Dorado, Steele, Tilden, Ward, Wiggin, and Wilcox—44.

NOES—Messrs. Anthony, Batchelder, Bledsoe, Bugbee, Chamberlain, Clayton, Collier, Dornin, Dutton, Dwyer, Goodall, Hatch, Ireland, Leech, Lemon, Murch, Perrin, Sexton, Stewart, and Taylor—20.

The resolution was then adopted

Mr. Reed offered the following resolution :

Resolved, That the thanks of this Assembly be presented to Mr. Andrew J. Marsh, the able Reporter of the *Sacramento Union*, for the correct and impartial manner in which he has reported the proceedings of this body.

Adopted unanimously.

Mr. Olds offered the following resolution :

Resolved, That in consideration of his strict attention to the duties of his position as Night Watchman of the Assembly, and his uniform gentlemanly deportment, in the opinion of this Assembly J. H. Hathaway is entitled to the sum of one dollar per day extra pay during the session of the Legislature, and the Controller of State is hereby directed to draw his warrant for the same, payable out of any funds in the Treasury not otherwise appropriated.

The question being, "Shall the rules be suspended?" Messrs. Perrin, Stewart, and Ireland, demanded the ayes and noes, and the House refused to suspend the rules, by the following vote:

AYES—Messrs. Brown of Tulare, Coghlan, Downing, Goodwin, Hamlin, Hansbrow, Hogle, Holden, Hopper, Huestis, Hunt of Sacramento, Kidder, Long, McClelland, Meredith, Olds, Parrish, Smith of Butte, and Ward—19

NOES—Messrs. Anthony, Batchelder, Bledsoe, Bosquit, Braly, Bugbee, Campbell, Chamberlain, Clayton, Collier, Corey, Dornin, Dutton, Dwyer, Goodall, Hatch, Hearst, Howard, Hunt of Santa Clara, Ireland, Lee, Leech, Lemon, Muholmb, Murch, Pattison, Perrin, Sexton, Singleton, Smith of El Dorado, Stewart, Taylor, Tilden, and Wiggin—34.

MESSAGE FROM THE GOVERNOR.

The following message was received from the Governor:

STATE OF CALIFORNIA, EXECUTIVE DEPARTMENT, }
Sacramento, April 2d, 1866 }

To the Assembly of the State of California:

I have to inform your honorable body that I have approved Assembly bill No. 573, an Act to amend an Act to incorporate the City of Sacramento, approved April twenty-fifth, eighteen hundred and sixty-three;

Also, Assembly bill No. 484, an Act to amend an Act entitled an Act to authorize the Board of Supervisors of Klamath County to levy a special tax, and create a Redemption Fund for the payment of county indebtedness, approved April tenth, eighteen hundred and sixty-two;

Also, Assembly bill No. 560, an Act to legalize the acts and proceedings of the Trustees of the Town of Santa Barbara;

Also, Assembly bill No. 556, an Act fixing the compensation of the District Attorney of Nevada County;

Also, Assembly bill No. 539, an Act to prevent the destruction of fish in the waters of Bolinas Bay, in Marin County;

Also, Assembly bill No. 485, an Act to repeal section twelve of an Act entitled an Act to provide for the funding of the indebtedness of the County of Klamath, approved March thirty-first, eighteen hundred and fifty-seven;

Also, Assembly bill No. 538, an Act to ratify and confirm a certain ordinance of the City of San José in relation to supplying the City of San José with water;

Also, Assembly bill No. 584, an Act authorizing the Auditor and Treasurer of Mendocino County to purchase certain books for the use of their offices;

Also, substitute for Assembly bill No. 134, an Act to amend an Act entitled an Act to fix the compensation of the District Attorney of the County of Contra Costa, approved February ninth, A. D. eighteen hundred and sixty;

Also, Assembly bill No. 714, an Act amendatory of and supplementary to an Act entitled an Act for the preservation of seals, or sea lions, at and near the entrance to the Harbor of San Francisco, approved April eighth, eighteen hundred and sixty-three;

Also, Assembly bill No. 521, an Act to fix the compensation of officers in Monterey County, and make the County Clerk ex-officio Recorder;

Also, substitute for Assembly bill No. 160, an Act entitled an Act to require the District Attorney of Merced County to reside at the county seat of said county;

Also, substitute for Assembly bill No. 501, an Act extending the time for the payment of a debt of ten thousand dollars due from Alpine County to Amador County;

Also, Assembly bill No. 515, an Act supplementary to and amendatory of an Act entitled an Act to authorize the County of Placer to subscribe to the capital stock of the Central Pacific Railroad Company of California, and to provide for the payment of the same, and other matters relating thereto;

Also, Assembly bill No. 544, an Act to authorize and require the Board of Supervisors of Solano County to pay certain claims;

Also, Assembly bill No. 637, an Act to provide for the construction of a wagon road and turnpike road from the San Joaquin River to Owens River;

Also, Assembly bill No. 345, an Act for the relief of S. F. Doane;

Also Assembly bill No. 650, an Act to amend an Act entitled an Act concerning the salary and fees of the Coroner of the City and County of San Francisco, approved March twelfth, eighteen hundred and sixty-four;

Also, Assembly bill No. 223, an Act to pay the claim of G. J. Overshiner;

Also, Assembly bill No. 547, an act for the relief of T. M. Brown;

Also, Assembly bill No. 580, an Act relating to the public schools in certain counties of this State;

Also, Assembly bill No. 451, an Act concerning the office of Sheriff of the City and County of San Francisco;

Also, substitute for Assembly bill No. 311, an Act relating to the public roads in Lake County;

Also, substitute for Assembly bill No. 438, an Act to authorize the Pacific Accumulation Loan Company to change its name;

Also, Assembly bill No. 492, an Act authorizing the Board of Supervisors of Plumas County to appropriate certain moneys to the relief of William J. Bradford;

Also, Assembly bill No. 545, an Act to regulate the salaries and compensation of certain officers in the County of Tehama;

Also, Assembly bill No. 541, an Act to amend an Act entitled an Act creating the offices of Township Collectors and Assessors in the Counties of El Dorado and Amador, approved April twenty fifth, eighteen hundred and sixty-two, and an Act amendatory thereof, approved April fourth, eighteen hundred and sixty-four;

Also, Assembly bill No. 669, an Act providing for the location and survey of a public highway from Suisun City, in Solano County, to Knoxville, in Lake County, running through the Counties of Solano, Napa, and Lake;

Also, Assembly bill No. 506, an Act relating to the publication of tax summons and executions in the County of Yuba;

Also, Assembly bill No. 422, an Act to authorize and empower the Board of Supervisors of the City and County of San Francisco to modify the grade of certain streets in said city and county;

Also, Assembly bill No. 552, an Act to establish and maintain public pounds for the better securing of estrays and other stock in the County of Alameda;

Also, Assembly bill No. 701, an Act to create a Board of Water Commissioners in Siskiyou County, and to define their powers and duties;

Also, substitute for Assembly bill No. 127, an Act supplementary to an Act entitled an Act to provide for a street railroad within the City and County of San Francisco, and other matters relating thereto, approved April twenty-first, eighteen hundred and sixty-three;

Also, Assembly bill No. 609, an Act to amend section first of an Act relating to the First Judicial District, and to fix the time for holding the Courts in said district, approved April fourth, eighteen hundred and sixty-four;

Also, Assembly bill No. 358, an Act to amend an Act entitled an Act to provide revenue for the support of the government of this State, passed May seventeenth, eighteen hundred and sixty-one;

Also, Assembly bill No. 605, an Act granting to R. J. Vandewater, his associates, their successors or assigns, the right to construct, maintain, and operate a railroad in certain streets of the City of Oakland;

Also, Assembly bill No. 619, an Act to amend an Act entitled an Act to organize the County of Plumas out of a portion of the territory of Butte County, approved March eighteenth, eighteen hundred and fifty-four;

Also, Assembly bill No. 263, an Act to amend an Act entitled an Act to authorize the incorporation of canal companies and the construction of canals, approved May fourteenth, eighteen hundred and sixty-two;

Also, Assembly bill No. 729, an Act to provide for the payment of any claims due or hereafter to become due to the California volunteers under the Act for the relief of the enlisted men of the California volunteers in the service of the United States, approved April twenty-seventh, eighteen hundred and sixty-three, not now provided for by law.

FRED'K. F. LOW,
Governor.

Mr. Corey, Chairman of the Committee on Enrolment, made the following report:

Mr. SPEAKER:—The Committee on Enrolment have examined, and found correctly enrolled, Assembly bill No. 589, an Act concerning unlawful holding over of dwelling houses, tenement houses, shops, and stores, and the land leased therewith in the City and County of San Francisco;

And on this, the second day of April, eighteen hundred and sixty-six, at eleven o'clock and forty-five minutes A. M., delivered the same to the Governor for his approval.

COREY, Chairman.

Mr. Clayton verbally reported Senate bill No. 393, an Act to extend the line of the water front of the City and County of San Francisco, and to vest the control thereof in the Board of State Harbor Commissioners, recommending the passage of the same.

Senate bill No. 393, above reported, was taken up.

Mr. Reed offered an amendment.

Messrs. Ward, Kidder, and Chase, demanded the previous question.

Upon which, Messrs. Chamberlain, Dutton, and Chase, demanded the ayes and noes, and the House refused to order the previous question, by the following vote :

AYES—Messrs. Coghlan, Hollister, Hunt of Sacramento, Kidder, Long, and Ward—6.

NOES—Messrs. Anthony, Ayer, Batchelder, Bledsoe, Bowman, Braly, Brown of Amador, Brown of Contra Costa, Brown of Tulare, Bugbee, Campbell, Chamberlain, Chappell, Clayton, Collier, Corey, Dornin, Dutton, Dwyer, Goodall, Hamlin, Hill, Hogle, Holden, Howard, Huestis, Hunt of Santa Clara, Ireland, Lemon, Lupton, McClelland, Murch, Olds, Pattison, Perrin, Sexton, Sherwood, Smith of Butte, Smith of El Dorado, Steele, Stewart, and Taylor—12.

On the adoption of the amendment offered by Mr. Reed, Messrs. Clayton, Perrin, and Ireland, demanded the ayes and noes, and the amendment was rejected, by the following vote :

AYES—Messrs. Brown of Amador, Chappell, Chase, Coghlan, Dorr, Goodwin, Hansbrow, Hearst, Hoag, Hogle, Hollister, Hopper, Hunt of Sacramento, Kidder, Meredith, Parrish, Peterson, Reed, Sexton, Singleton, Tilden, and Ward—22

NOES—Messrs. Anthony, Ayer, Batchelder, Bledsoe, Bosquit, Bowman, Braly, Brown of Contra Costa, Brown of Tulare, Bugbee, Campbell, Chamberlain, Clayton, Collier, Corey, Dornin, Dutton, Dwyer, Greene, Hatch, Hill, Holden, Howard, Huestis, Hunt of Santa Clara, Ireland, Lemon, Lupton, McClelland, Murch, Pattison, Perrin, Smith of Butte, Smith of El Dorado, Steele, Stewart, Taylor, Wiggins, Wilcox, and Zuck—40.

Mr. Reed offered another amendment.

Mr. Holden moved to indefinitely postpone the bill.

Messrs. Hansbrow, Reed, and Hearst, demanded the previous question. So ordered.

On the motion of Mr. Holden, Messrs. Clayton, Ireland, and Long, demanded the ayes and noes, and the bill was indefinitely postponed, by the following vote :

AYES—Messrs. Bledsoe, Braly, Brown of Tulare, Chappell, Chase, Coghlan, Corey, Dorr, Downing, Eagar, Goodwin, Hansbrow, Hatch, Hawkins, Hearst, Hill, Hoag, Holden, Hollister, Hopper, Huestis, Kidder, Lee, Leech, Long, Lupton, Luttrell, Mace, Maholmb, Olds, Parrish, Reed, Sawyer, Satterwhite, Sexton, Singleton, Smith of Butte, Steele, Taylor, Tilden, and Wilcox—41.

NOES—Messrs. Batchelder, Bowman, Bugbee, Chamberlain, Clayton, Collier, Dornin, Dutton, Dwyer, Greene, Hamlin, Howard, Ireland, Lemon, McClelland, Murch, Perrin, Smith of El Dorado, Stewart, Wiggins, and Zuck—22.

MESSAGES FROM THE SENATE.

The following messages were received from the Senate :

SENATE CHAMBER, }
April 2d, 1866. }

Mr. SPEAKER:—The Senate, this day, adopted Senate concurrent resolution No. 49, relative to Senate bill No. 368, and respectfully ask the concurrence of the Assembly in the same.

CHAS. W. GORDON,
Assistant Secretary.

SENATE CHAMBER, }
April 2d, 1866. }

Mr. SPEAKER:—The Senate, this day, passed Senate bill No. 438, an Act in relation to the purchase and sale of State bonds;

Also, passed Assembly bill No. 715, an Act to revive, re-enact, and continue in force and effect an Act entitled an Act to fund the debt of the County of San Diego, and provide for the payment of the same, approved May fourth, eighteen hundred and sixty-three;

Also, passed Assembly bill No. 664, an Act for the relief of James R. Traverse.

CHAS. W. GORDON,
Assistant Secretary.

SENATE CHAMBER, }
April 2d, 1866. }

Mr. SPEAKER:—The Senate, this day passed, with amendments, Assembly bill No. 468, an Act to appropriate money for the payment of George E. Goodman, J. B. Cook, and J. W. Morris, in which the concurrence of the Assembly is respectfully asked;

Also, passed Assembly bill 747, an Act to amend an Act entitled an Act to create a Board of Supervisors in the counties of this State, and to define their duties and powers;

Also, passed Senate bill No. 342, an Act granting to roads and highways the right of way over the public lands of this State.

CHAS. W. GORDON,
Assistant Secretary.

SENATE CHAMBER, }
April 2d, 1866. }

Mr. SPEAKER:—The Senate, this day, adopted a resolution requesting the return to the Senate of Assembly bill No. 658, which was reported to the Assembly this morning.

JOHN WHITE,
Secretary of Senate.

SENATE CHAMBER, }
April 2d, 1866. }

Mr. SPEAKER:—The Senate, this day passed, with amendments, Assembly bill No. 532, an Act to authorize John Torney, J. B. Frisbie, and Nathan Coombs, to establish and maintain a public ferry across the Straits of Carquinez, and respectfully ask the concurrence of the Assembly in the amendments.

JOHN WHITE,
Secretary of Senate.

Senate concurrent resolution No. 49, above reported, was adopted in concurrence.

The House concurred in Senate amendments to Assembly bill No. 664, above reported.

The House concurred in Senate amendments to Assembly bill No. 468, above reported.

Senate bill No. 438, above reported, read first and second times, rules suspended, read third time, and passed.

The question being, "Shall the House return Assembly bill No. 658?" above requested. Messrs. Howard, Pattison, and Leech, demanded the previous question.

So ordered.

Upon which, Messrs. Holden, Hawkins, and Long, demanded the ayes and noes, and the bill was ordered returned, by the following vote:

AYES—Messrs. Bowman, Brown of Amador, Brown of Contra Costa, Bugbee, Campbell, Chamberlain, Chappell, Clayton, Coghlan, Collier, Corey, Dutton, Dwyer, Hamlin, Hatch, Hill, Howard, Hunt of Santa Clara, Leech, Meredith, Olds, Pattison, Perrin, Sexton, Smith of Butte, Wiggin, and Wilcox—27.

NOES—Messrs. Bledsoe, Bosquit, Braly, Brown of Talara, Chase, Goodwin, Hansbrow, Hawkins, Hearst, Hoag, Holden, Hollister, Hopper, Johnson, Kidder, Lee, Long, Lupton, Mace, McClelland, Murch, Parrish, Reed, Satterwhite, Smith of El Dorado, and Taylor—26.

Mr. Eagar moved to suspend Rule Number Seventy.

Lost.

Senate bill No. 342, above reported, read first and second times, rules suspended, read third time, and passed.

The House concurred in Senate amendments to Assembly bill No. 532, above reported.

Mr. Brown of Contra Costa, Chairman of the Judiciary Committee, made the following report:

MR. SPEAKER:—The Judiciary Committee, to whom was referred Senate bill No. 140, an Act to authorize Matilda C. Gray, guardian of Franklin C. Gray, a minor, to sell and convey certain real estate, and also to confirm certain sales heretofore made;

Also, Assembly bill No. 696, an Act to authorize the guardian of the minor heirs of Nemecio Berryessa, Francisco Berryessa, Ygnacio Berryessa, Encarnacion Berryessa, and José Santos Berryessa, deceased, to sell real estate at private sale;

Also, Senate bill No. 330, an Act to authorize the administrator of the estate of John A. Benson, deceased, to sell real estate, having had the same under consideration, report them back to the Assembly, without recommendation. Acts of a like nature have been reported by the committee, and their passage recommended, but in each of these cases facts were shown to the committee which authorized the recommendation:

Also, petition No. 19, of the citizens of Alpine County, for a judicial district on the east slope of the Sierra Nevada mountains, and report it back, without recommendation, a Senate bill having been introduced and passed organizing a judicial district embracing the county named in the petition;

Also, Senate bill No. 336, an Act to amend section one hundred and forty-three of the Civil Practice Act, and report it back, and recommend its passage;

Also, Assembly bill No. 364, an Act to amend an Act concerning the

Courts of justice of this State and judicial officers, approved April twentieth, eighteen hundred and sixty-three ;

This bill proposes to provide for holding three terms of the Supreme Court in the City of San Francisco, and one term in Sacramento, annually. While the committee believe that it would be an accommodation to litigants and to the bar of the State that terms of the Supreme Court should be held alternately at Sacramento City and the City of San Francisco, they do not believe that three terms should be held at San Francisco and one at the Capital. The question is well worthy of consideration ; but the bill was introduced at so late a day in the session, that the committee have not had sufficient time to mature and present a bill proper to be passed.

Also, Senate bill No. 96, an Act to amend an Act concerning the Courts of justice of this State and judicial officers, approved April twentieth, eighteen hundred and sixty-three ;

The committee cannot recommend the passage of this bill, believing that its provisions would be in direct conflict with Article VI of the Constitution of this State, which provides that the concurrence of three Justices of the Supreme Court shall be necessary to pronounce a judgment. The bill provides that whenever, through the permanent disqualification of any member of the Supreme Court, and the Justices shall be equally divided upon the question of the affirmance or reversal of the judgment appealed from, in such case the judgment appealed from shall be affirmed. By enacting such a law, we would provide that a judgment of an inferior Court may be affirmed, although appealed from, without the concurrence of three Justices of the Supreme Court. Such a law would be repugnant to the provision of the Constitution cited. The fact that one of the Justices of the Supreme Court is disqualified to act in a case should not deprive a party of the right to appeal, or to have his case determined by the Supreme Court, and to have the concurrence of three Justices in the determination of his cause. The Act would operate as a denial of the right of appeal, and of rights guaranteed to the citizen by the Constitution.

The committee recommend that the bill do not pass.

Also, Assembly bill No. 727, an Act to more clearly define and interpret the terms "swamp and overflowed lands," and "salt marsh, and tide lands ;"

The committee have considered the bill, and are satisfied that no necessity exists for the passage of such a law ; and if any necessity did exist, this bill could not be recommended, as it would be retroactive in its provisions. The Legislature has no power to pass an *ex post facto* law. This bill would be dangerous, if it could be carried into operation. The purpose of the Act is to give interpretation to laws heretofore passed, as well as laws which may hereafter be passed. It is the province of the Courts, and not the law making power, to give interpretation to statutes already passed. The present Legislature cannot declare by law what was the intention of a previous Legislature. The Legislature has no such powers, and and it would be idle to pass such a law. If the Legislature had the power, it would be exceedingly dangerous to declare by law what had been heretofore understood by legislative bodies in this State to be "swamp and overflowed lands," and what had been understood to be "marsh and tide lands."

The committee recommend that the bill be indefinitely postponed.

Also, petition No. 82, relating to the Courts of Mendocino County, and report it back, without recommendation. BROWN, Chairman.

Mr. Holden moved to take up Assembly bill No. 740, an Act for the relief of the tax payers of the State of California.

Lost.

Mr. Hearst had leave to introduce a bill for an Act supplemental to an Act for the encouragement of agriculture, passed April twenty-fifth, eighteen hundred and sixty-two, and amended April twenty-seventh, eighteen hundred and sixty-three.

Read first and second times, and objection being made to its further consideration, was laid over.

Mr. Eagar verbally reported sundry bills without recommendation.

Mr. Lattrell had leave to withdraw Assembly bills Nos. 413 and 386, above reported.

MESSAGE FROM THE SENATE.

The following message was received from the Senate :

SENATE CHAMBER,
April 2d, 1866. }

Mr. SPEAKER:—The Senate, this day, passed Senate bill No. 468, substitute for Senate bills Nos. 40, 104, and 256, an Act supplemental to and amendatory of an Act entitled an Act to exclude traitors and alien enemies from the Courts of justice in civil cases, approved April twenty-fifth, eighteen hundred and sixty-three;

Also, passed Assembly bill No. 370, an Act amendatory of and supplemental to an Act entitled an Act to provide for the sale of certain lands belonging to the State, approved April twenty-seventh, eighteen hundred and sixty-three, with amendments, and respectfully ask the concurrence of the Assembly in amendments;

Also, concurred in Assembly concurrent resolution No. 72, allowing per diem and mileage to certain persons;

Also, on the thirty-first ultimo, indefinitely postponed substitute for Assembly bill 209, an Act to pay the claim of Placer County for money expended in contesting and preventing persons from obtaining patents to mineral lands in said county.

CHAS. W. GORDON,
Assistant Secretary.

Senate bill No. 468, above reported, read first and second times, rules suspended, read third time, and passed.

The House concurred in Senate amendment to Assembly bill No. 370, above reported.

Mr. Chamberlain, Chairman of the Committee on Federal Relations, reported sundry resolutions without recommendation.

Mr. Maholmb verbally reported Senate bill No. 456, recommending its passage.

Senate bill No. 456, above reported, read third time, and passed.

Mr. Greene made the following report :

Mr. SPEAKER:—The special committee appointed to examine and report to this House the amount of copying necessary to complete the Journal and Appendix, have examined the same, and report as follows :

Reports from various committees.....	362½ folios.
Journals from December 14th to December 22d, inclusive...	121 folios.
Total.....	483½ folios.

GREENE,
WILCOX,
EAGAR.

Adopted.

The hour of one o'clock P. M. having arrived, the House took its usual recess.

HOUSE RE-ASSEMBLED.

At two o'clock P. M. the House re-assembled.

Speaker in the Chair.

Roll called.

Quorum present.

Mr. Tilden gave the following notice:

WHEREAS, The joint committee of Senate and Assembly to investigate the affairs of the Insane Asylum have made a report unwarranted by the testimony received; and whereas, said committee refused to receive testimony necessary to a true and correct understanding of the matters involved in said investigation, I therefore give notice that I will, as soon as possible after the publication of said testimony, publish a review of the same in pamphlet form, and distribute said review to the members of the present Legislature, and to the people of the State at large.

Mr. Corey, Chairman of the Committee on Enrolment, made the following report:

Mr. SPEAKER:—The Committee on Enrolment have examined, and found correctly enrolled, Assembly bill No 570, an Act to amend an Act entitled an Act concerning the collection of poll taxes, license taxes, and foreign miners' licenses, in the County of Sierra, approved April ninth, eighteen hundred and sixty-two;

Also, Assembly bill No 710, an Act to authorize and empower the Board of Supervisors of the City and County of San Francisco to change the grades of certain streets in said city and county;

Also, Assembly bill No. 747, an Act to amend an Act entitled an Act to create a Board of Supervisors in the counties of this State, and define their duties and powers;

Also, Assembly bill No. 664, an Act for the relief of James R. Traverse;

Also, Assembly bill No 715, an Act to revive, re-enact, and continue in full force and effect an Act entitled an Act to fund the debt of the County of San Diego, and provide for the payment of the same, approved May fourth, eighteen hundred and fifty-five;

Also, Assembly bill No 68, an Act to provide for the collection of the revenue in and for the County of Mendocino;

And on this, the second day of April, eighteen hundred and sixty-six, at one o'clock and twenty minutes P. M., delivered the same to the Governor for his approval.

COREY, Chairman.

MESSAGE FROM THE SENATE.

The following message was received from the Senate :

SENATE CHAMBER, }
April 2d, 1866. }

Mr. SPEAKER:—The Senate, this day, passed substitute for Assembly bill No. 658, an Act to authorize the sale and conveyance to William Alvord, his associates and assigns, of certain overflowed lands in the City and County of San Francisco.

CHAS. W. GORDON,
Assistant Secretary.

MESSAGE FROM THE GOVERNOR.

The following message was received from the Governor :

STATE OF CALIFORNIA, EXECUTIVE DEPARTMENT, }
Sacramento, March 31st, 1866. }

To the Assembly of the State of California :

I have to inform your honorable body that I have approved substitute for Assembly bill No. 49, an Act to establish an Agricultural, Mining, and Mechanic Arts College.

FRED'K F. LOW,
Governor.

Mr. Sawyer offered the following resolution :

Resolved, By the Assembly, that the three Porters, A. S. Brown, L. Callish, and E. W. Thomas, and the Fireman, B. Cavanaugh, be each allowed one dollar per diem in addition to the compensation allowed by law, from the date of their appointment; and the Controller is hereby authorized and required to draw his warrant therefor, payable out of the Contingent Fund of the Assembly.

The question being, "Shall the rules be suspended?" Messrs. Perrin, Ireland, and Bugbee, demanded the ayes and noes, and the rules were suspended, by the following vote :

AYES—Messrs. Bowman, Braly, Brown of Tulare, Coghlan, Dorr, Downing, Eagar, Goodwin, Greene, Hansbrow, Hawkins, Holden, Hollister, Hopper, Huestis, Kidder, Long, Mace, McClelland, Meredith, Olds, Pattison, Reed, Sawyer, Satterwhite, Sherwood, Smith of Butte, Tilden, Ward, Wiggin, and Wilcox—31.

NOES—Messrs. Ayer, Bledsoe, Bosquit, Bugbee, Chamberlain, Clayton, Collier, Corey, Dutton, Goodall, Ireland, Murch, Perrin, Sexton, and Stewart—15.

Mr. Greene offered the following amendment :

Resolved, By the Assembly, that the three Porters, A. S. Brown, L. Callish, and E. W. Thomas, and the Fireman, B. Cavanaugh, and the Watchman, I. H. Hathaway, be each allowed one dollar per diem in addition to the compensation allowed by law, from the date of their appointment; and the Controller is hereby authorized and required to draw his warrant therefor, payable out of the Contingent Fund of the Assembly;

and, also, all the Pages, Post Office boy, and Page, and Hiram Arents, Clerk of the Sergeant-at-Arms.

Adopted.

On the adoption of the resolution as amended, Messrs. Clayton, Greene, and Ayer, demanded the ayes and noes.

Mr. Chamberlain moved to indefinitely postpone the resolution.

On which motion, Messrs. Chamberlain, Greene, and Hansbrow, demanded the ayes and noes, and the resolution was indefinitely postponed, by the following vote:

AYES—Messrs. Ayer, Batchelder, Bledsoe, Bosquit, Braly, Bugbee, Chamberlain, Clayton, Collier, Dornin, Dutton, Dwyer, Goodall, Greene, Hatch, Hearst, Hunt of Santa Clara, Ireland, Leech, Lupton, Maholmb, Murch, Pattison, Perrin, Sexton, Sherwood, Smith of El Dorado, Stewart, Taylor, and Wiggin—30.

NOES—Messrs. Bowman, Brown of Amador, Brown of Contra Costa, Brown of Tulare, Chappell, Coghlan, Dorr, Eagar, Goodwin, Hamlin, Hansbrow, Hawkins, Hill, Holden, Hollister, Hopper, Huestis, Kidder, Long, Mace, McClelland, Meredith, Olds, Satterwhite, Smith of Butte, Tilden, Ward, and Wilcox—28.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

SENATE CHAMBER,
April 2d, 1866. }

MR. SPEAKER:—The Senate, this day, passed substitute for Assembly bill No 452, an Act submitting to the voters of Lake County, at the next general election, the removal of the county seat thereof;

Also, passed, with amendments, Assembly bill No 57, an Act to create a Board of Water Commissioners for the Counties of Merced and Fresno, and to define their powers and duties, in which the concurrence of the Assembly is respectfully asked.

CHAS. W. GORDON,
Assistant Secretary.

The House concurred in Senate amendments to Assembly bill No 57, above reported.

Mr. Hansbrow offered the following resolution:

Resolved, That Hiram Arents, Clerk of the Sergeant-at-Arms, be and is hereby allowed one week's extra pay for services rendered, and the Controller of State is hereby authorized and required to draw his warrant on the Treasurer for the amount allowed by this resolution.

Mr. Wilcox moved to lay the resolution on the table.
Carried.

MESSAGES FROM THE GOVERNOR.

The following messages were received from the Governor:

STATE OF CALIFORNIA, EXECUTIVE DEPARTMENT, }
 Sacramento, April 2d, 1866. }

To the Assembly of the State of California:

I have to inform your honorable body that I have approved Assembly bill No. 630, an Act making appropriations for the support of the civil government of this State for the eighteenth and nineteenth fiscal years, commencing on the first day of July A. D. eighteen hundred and sixty-six, and ending on the thirtieth day of June A. D. eighteen hundred and sixty-eight;

Also, Assembly bill No. 670, an Act for the relief of A. H. Willard and J. B. Hartsough;

Also, Assembly bill No. 724, an Act to provide for the selection of the lands donated to the State of California by Acts of Congress, approved July second, A. D. eighteen hundred and sixty-two, for the endowment of colleges for the benefit of agriculture and the mechanic arts, and all lands that may be granted to the State for like purposes;

Also, Assembly bill No. 578, an Act amendatory of and supplemental to an Act regulating rodeos, passed April thirtieth, eighteen hundred and fifty-one;

Also, Assembly bill No. 594, an Act to amend an Act entitled an Act concerning roads and highways in the County of Placer, approved April twenty-fourth, A. D. eighteen hundred and sixty-two;

Also, Assembly bill No. 716, an Act amendatory of and supplemental to an Act entitled an Act concerning roads and highways in the Counties of Tuolumne, San Joaquin, Plumas, and Siskiyou, approved April nineteenth, eighteen hundred and fifty nine, and all Acts amendatory thereof;

Also, Assembly bill No. 274, an Act to repeal an Act entitled an Act to prevent the arming and equipping within the jurisdiction of this State of vessels for piratical or privateering purposes, and other treasonable conduct, approved April twenty-fifth, eighteen hundred and sixty-three;

Also, Assembly bill No. 721, an Act to confer further powers on the Board of Supervisors of the City and County of San Francisco;

Also, Assembly bill No. 692, an Act supplemental to an Act entitled an Act to provide for the reclamation and segregation of swamp and overflowed, and salt marsh, and tide lands donated to the State of California by an Act of Congress, approved May thirtieth, eighteen hundred and sixty-one, and all the Acts supplemental to or amendatory thereof;

Also, Assembly bill No. 739, an Act to amend section first of an Act entitled an Act to provide for the construction and repair of certain roads in Butte County;

Also, Assembly bill No. 588, an Act for the encouragement of silk culture in California;

Also, substitute for Assembly bill No. 353, an Act amendatory of and supplemental to an Act entitled an Act amendatory of an Act entitled an Act to provide revenue for the support of the government of this State, approved May seventeenth, eighteen hundred and sixty-one, approved February sixth, eighteen hundred and sixty-four.

FRED'K F. LOW,
 Governor.

STATE OF CALIFORNIA, EXECUTIVE DEPARTMENT, }
 Sacramento, April 2d, 1866. }

To the Assembly of the State of California :

I herewith return without my approval Assembly bill No 344, an Act to provide for the settlement of certain land claims within the City and County of San Francisco.

The bill makes provision for disposing of all the lands situated above high water mark which are within the present corporate limits of the city, and without the charter limits as defined by the Act of eighteen hundred and sixty-one. The authority for this action by the Legislature is derived from an Act of Congress, approved on or about the eighth of March, eighteen hundred and sixty-six, which is in the following words :

“That all the right and title of the United States to the land situated within the corporate limits of the City of San Francisco, in the State of California, confirmed to the City of San Francisco by the decree of the Circuit Court of the United States for the Northern District of California, entered on the eighteenth day of May, eighteen hundred and sixty-five, be and the same are hereby relinquished and granted to the said City of San Francisco and its successors, and the claim of the said city to said land is hereby confirmed, subject, however, to the reservations and exceptions designated in said decree, and upon the following trusts, namely: that all the said land not heretofore granted to said city shall be disposed of and conveyed by said city to parties in the *bona fide* actual possession thereof, by themselves or tenants, on the passage of this Act, in such quantities and upon such terms and conditions as the Legislature of the State of California may prescribe, except such parcels thereof as may be reserved and set apart by ordinance of said city for public uses; *provided*, however, that the relinquishment and grant by this Act shall not interfere with or prejudice any valid adverse right or claim, if such exist, to said land or any part thereof, whether derived from Spain, Mexico, or the United States, or preclude a judicial examination and adjustment thereof.”

From the Act of Congress, and the decree of the Circuit Court referred to therein and made a part of it, the following propositions seem to me clear :

First—That the lands in question are confirmed and granted to and vested in the City of San Francisco.

Second—That the confirmation and grant are made upon an express trust, the terms of which neither the city nor the Legislature have any power to modify.

Third—That the lands are to be disposed of and conveyed “*by the city*,” and cannot, consistently with the Act of Congress, be disposed of or conveyed by any other person or authority, although such disposition and conveyance may be made “in such quantities and upon such terms and conditions as the Legislature may prescribe.”

Fourth—That certain lands to be reserved for public uses are excepted, and that those lands can only be reserved and set apart by “*ordinance of the city*,” and that mode being prescribed in the Act of Congress, no other can be authorized by the Legislature.

Fifth—That the lands to be disposed of and conveyed to private persons must be conveyed to parties in the “*bona fide actual possession thereof*,” by themselves or tenants, at the date of the passage of the Act of Congress.

Sixth—That as the lands reserved for public uses are, by the express terms of the Act of Congress, to be designated and set apart by ordinance of the city, the Legislature cannot, in advance, specify and define the specific purposes for which the reservations are to be made, so as to take away or limit that discretion which the Act of Congress vests absolutely in the municipal government.

Seventh—That under the Act of Congress the lands to be granted to individuals must and can only be conveyed to those in possession; that this possession must be *actual*, not merely constructive; that it must have existed at the date of the passage of the Act of Congress, and it is not in the power of the Legislature to exact in regard to the time or the character of the possession more or less than Congress has prescribed.

In my opinion the provisions of the bill are in conflict with all of the foregoing propositions. It is true, the first section in general terms empowers the Board of Supervisors to release and quitclaim the lands, but all that follows is in direct conflict with this section, for it provides for the conveyance and disposition of the lands without the consent or any action of the city, and by authorities entirely independent of the municipal government. A commission is instituted and organized, all the Commissioners named, and their powers and duties prescribed by the Legislature, in which Board is vested the power of conveying the lands, designating and setting apart for public uses such portions as the Board may deem proper, of determining all claims, of making sale of the residue of all lands not granted to parties in possession or reserved for public use, and making a final disposition of the whole subject. In all this the city has no voice except that in surveying the lands and reservations for public uses, the Commissioners are to act "with the concurrence of the Board of Supervisors." But by the Act of Congress the power to dispose of and convey the lands and to designate and set apart the portions reserved for public uses under the restrictions named is vested in the city *alone*, and the latter power can only be exercised by ordinance. This power, confided by Congress to the city, cannot be shared with any other authority, nor can any other authority exercise it with the *concurrence* of the city or of the municipal council or government. It is a power and trust to be exercised within the terms of the instrument conferring it. The Legislature in attempting to divest the city of it, and to place it in the hands of a commission independent of the city, has, I think, transcended its authority. The Legislature can only prescribe in what quantities and upon what terms and conditions the city shall dispose of and convey the lands. The reservations of portions for public uses must be done by *ordinance of the city*, and not by Act of the Legislature or by any commission established and acting independent of the municipal government. By the terms of this bill the only participation which the city or its proper officers is allowed to have in the whole transaction appears to be to approve the bonds of the Commissioners, to pay their salaries, to provide them with an office, Clerks, and whatever else may be required by the Commissioners, and to be allowed to appear before the Commissioners by attorney. The city is allowed to bear the burdens of the commission established without its consent or participation, but is not allowed to exercise the authority which by the Act of Congress is conferred upon the municipal corporation exclusively. It is true that by the eighteenth section of this bill the Board of Supervisors are empowered to establish all such rules and regulations *not in conflict* with the provisions of the Act, as they shall deem necessary and proper for carrying its provisions into

effect, etc. This gives them no power for the Legislature by this bill has itself established all the rules which are of any essential importance.

The Commissioners are also, in the deeds that they are to give, to use the name of the City and County of San Francisco, and to recite that the city and county grants, etc., while they are to execute the deeds without the co-operation of any municipal Board or officer. This can in no proper sense be deemed or construed to be the act of the city so as to comply with the Act of Congress. Again, by the Act of Congress the possession requisite in parties claiming lands under it is to be *actual* possession, while this bill requires that deeds of conveyance shall be given to the parties in *peaceable* possession, which can hardly be construed to mean one and the same thing. Neither the Legislature nor the city can recognize as a valid claim to land any possession which is not *actual and bona fide*. The bill further transcends the power granted by the limitations of the Act of Congress by recognizing as a valid claim any possession whatever which is held merely "by actual and well defined boundaries." It is easy to conceive that "actual and well defined boundaries" might be laid off to any tract of land, however great or small, and might exist for any length of time, without even the shadow of actual possession.

It is too clear to admit of discussion that to convey the pueblo lands to parties claiming them on such grounds would be in violation of the trust created by the Act of Congress, even though it were done by the city, much more if done by any other authority. Again, while the Act of Congress requires that the lands shall be disposed of in favor of the parties in possession by themselves or tenants, this bill authorizes such disposition to be made in favor of those in possession by themselves or tenants "or by a co-tenant in joint or common tenancy." If these words are intended to mean anything more or less than simply "tenants" as that term is used in the Act conferring the trust, then they are in conflict with it, and the bill in that respect would fail to carry out the trust.

In addition to the objections already stated, founded on its repugnance to the Act of Congress, there are still others relating to the powers of the Commissioners which seem to me worthy of serious consideration. These Commissioners are invested with unrestricted power to appraise all the lands to which the provisions of the bill relate, to take possession of and set apart for certain enumerated public purposes any lands in any quantities, improved or unimproved, whoever may own, claim, or possess them, and having taken away the lands of parties having a valid title to them, to give them "equivalent allotments out of the nearest ungranted lands," which means, I imagine, that they shall be given any lands most contiguous not granted by the Commissioners, whoever may own or occupy them, or when this cannot be done the city is to pay for the lands so taken at the appraisalment of the Commissioners, whose award shall be final and conclusive.

The Commissioners are to ascertain the character and extent of claims and possession of said lands, to determine the validity, quantity, and boundaries, to hear and determine all conflicting claims and rights set up by parties claiming adversely to each other, and their decision on all these subjects is to be final; and all this to be done without regard to any rule of law or evidence, or any legal form whatever. Parties are allowed to resort to the Courts for the determination of conflicting claims, but the Commissioners are not bound by the judgments unless the suit be finally determined "during the continuance of the term of office of the Commissioners," which cannot extend beyond three years. With regard to the quantity of land that may be taken and appropriated

by them for any one of the public objects designated in the bill, there does not appear to be any limitation. This is left to their own discretion. It is also extremely doubtful whether the unlimited power of adjudication upon the rights of parties which is conferred upon the Commissioners by the twelfth section of the bill, can be reconciled with the provisions of the Constitution. The bill, if it were to become a law, could scarcely fail to give rise to expensive and protracted litigation, and would, in my judgment, entirely fail of the end for which it is intended. Its tendency would be to disturb and unsettle rather than settle land titles in San Francisco.

FRED'K F. LOW,
Governor.

Mr. Wiggin moved that the above veto message be made the special order for four o'clock p. m., this day.

Lost.

The question being, "Shall the bill pass, notwithstanding the objections of the Governor?" the roll was called, and the bill was lost, by the following vote:

AYES—Messrs. Brown of Tulare, Bugbee, Chamberlain, Clayton, Dutton, Dwyer, Goodwin, Kidder, McClelland, Olds, Perrin, Satterwhite, and Wiggin—13.

NOES—Messrs. Ayer, Batchelder, Bledsoe, Bosquit, Bowman, Braly, Brown of Amador, Brown of Contra Costa, Campbell, Chappell, Coghlan, Collier, Dorr, Downing, Goodall, Greene, Hamlin, Hansbrow, Hatch, Hawkins, Hearst, Hill, Hoag, Hogle, Holden, Hollister, Hopper, Huestis, Hunt of Sacramento, Hunt of Santa Clara, Ireland, Lee, Lecch, Lemon, Long, Lupton, Mace, Meredith, March, Pattison, Sexton, Sherwood, Singleton, Smith of Butte, Smith of El Dorado, Steele, Stewart, Taylor, Tilden, Ward, and Wilcox—51.

Mr. Bowman offered a concurrent resolution authorizing the Secretary of State to furnish two lithographed amendments to the Constitution of the United States.

Adopted.

Mr. Brown of Contra Costa offered the following resolution:

Resolved, That the thanks of this House are due and are hereby tendered to Honorable John Yule, for the faithful and impartial manner in which he has discharged the duties of Speaker of the House; and, also, to J. W. Wilcox, Speaker pro tem of the Assembly during the sixteenth session.

Mr. Long demanded a division of the question.

Ruled out of order. (Mr. Holden in the Chair.)

Mr. Long appealed from the above ruling.

Messrs. Chappell, Eagar, and Bowman, demanded the previous question.

So ordered.

The resolution was then adopted.

Mr. Long offered the following resolution:

Resolved, That the thanks of this House are due to Honorable J. W. Wilcox, Speaker pro tem of this Assembly, for the faithful, impartial, prompt, and courteous manner in which he has discharged the duties of his office during the present session of this House.

Mr. Coghlan rose to a point of order, viz: That it was not in order, a similar resolution having just been adopted.

Overruled, (Mr. Holden in the Chair.)

Mr. Coghlan appealed from the above ruling

The question being, "Shall the decision of the Chair stand as the judgment of the House?" Messrs. Lupton, Bledsoe, and Long, demanded the ayes and noes, and the decision of the Chair was reversed, by the following vote:

AYES—Messrs. Ayer, Batchelder, Bledsoe, Braly, Brown of Amador, Brown of Tulare, Chase, Collier, Dornin, Hamlin, Hansbrow, Hawkins, Hearst, Hoag, Hollister, Huestis, Hunt of Sacramento, Hunt of Santa Clara, Lee, Leech, Long, Lupton, Satterwhite, Stewart, and Ward—25.

NOES—Messrs. Anthony, Bosquit, Bowman, Brown of Contra Costa, Bugbee, Campbell, Chamberlain, Chappell, Clayton, Coghlan, Dorr, Downing, Dutton, Dwyer, Eagar, Goodall, Hatch, Hill, Hogle, Hopper, Ireland, Kidder, Lemon, Meredith, Murch, Olds, Pattison, Sexton, Sherwood, Smith of Butte, Steele, Tilden, Wiggin, and Zuck—34.

Mr. Singleton, from the Committee on Engrossment, made the following report:

MR. SPEAKER:—The Committee on Engrossment have examined, and found correctly engrossed, Assembly bill No. 668, an Act to appropriate money to pay the claim of the Hugh O'Neil Guard.

SINGLETON, for Committee.

Mr. Bosquit made a report from the Committee on the Culture of the Grape.

The usual number of copies of the above report was ordered printed. [For report, see Appendix.]

MESSAGE FROM THE GOVERNOR.

The following message was received from the Governor:

STATE OF CALIFORNIA, EXECUTIVE DEPARTMENT, }
Sacramento, April 2d, 1866.

To the Assembly of the State of California:

I have to inform your honorable body that I have approved Assembly bill No. 172, an Act to regulate fees in office in the County of Siskiyou:

Also, Assembly bill No. 636, an Act to amend an Act to regulate proceedings in civil cases in the Courts of justice in this State, passed April twenty-ninth, eighteen hundred and fifty-one;

Also, Assembly bill No. 690, an Act to provide for a railroad within the City and County of San Francisco;

Also, Assembly bill No. 497, an Act to accept the grant by the United States Government to the State of California of the Yosemite Valley and of the land embracing the Mariposa Big Tree Grove, and to organize the Board of Commissioners, and to fully empower them to carry out the objects of the grant and fulfil the purposes of the trust;

Also, Assembly bill No. 700, an Act to reduce the county expenses in the County of Trinity;

Also, Assembly bill No. 666, an Act for laying out, altering, and vacating public roads in the County of Marin;

Also, Assembly bill No. 548, an Act to change the time for holding municipal elections in the City and County of San Francisco, and to define the official terms of certain officers therein mentioned;

Also, Assembly bill No. 563, an Act to provide for the care and sale of the furniture and fixtures of the legislative committee rooms;

Also, Assembly bill No. 743, an Act to fix the rate of taxation for State purposes;

Also, Assembly bill No. 519, an Act supplementary to an Act entitled an Act to authorize the incorporation of canal companies and the construction of canals, approved May fourteenth, eighteen hundred and sixty-two;

Also, Assembly bill No. 709, an Act concerning the assessing and collecting of revenue in the County of Yuba.

FRED'K. F. LOW,
Governor.

On motion of Mr. Eagar, Rule Number Seventy was suspended for the rest of the session.

Mr. Corey, Chairman of the Committee on Enrolment, made the following report:

MR. SPEAKER:—The Committee on Enrolment have examined, and found correctly enrolled, Assembly bill No. 452, an Act submitting to the voters of Lake County, at the next general election, the removal of the county seat thereof;

Also, Assembly bill No. 370, an Act amendatory of and supplemental to an Act entitled an Act to provide for the sale of certain lands belonging to the State, approved April twenty-seventh, eighteen hundred and sixty-three;

Also, Assembly bill No. 468, an Act to appropriate money for the payment of G. E. Goodman, J. B. Cook, and J. W. Morris;

Also, Assembly bill No. 532, an Act to authorize John Torney, J. B. Frisbie, and Nathan Coombs, to establish and maintain a public ferry across the Straits of Carquinez;

Also, Assembly bill No. 658, an Act to authorize the sale and conveyance to William Alvord, his associates and assigns, of certain overflowed lands in the City and County of San Francisco;

And on this, the second day of April, at three o'clock and thirty minutes P. M., handed the same to the Governor for his approval.

COREY, Chairman.

Mr. Downing offered a concurrent resolution relating to adjournment *sine die*, and informing the Governor thereof.

Adopted.

At five o'clock P. M., the House took a recess till seven P. M.

EVENING SESSION.

At seven o'clock P. M., the House re-assembled.

Speaker in the Chair.

A call of the House was ordered, and several members were absent.

Mr. Anthony introduced a bill for an Act supplemental to an Act to re-district the County of Santa Cruz, and to provide for the election of Supervisors, approved April second, eighteen hundred and sixty-six.

Read first and second times, rules suspended, considered engrossed, read third time, and passed, and ordered sent to the Senate.

MESSAGE FROM THE SENATE.

The following message was received from the Senate :

SENATE CHAMBER,
April 2d, 1866. }

Mr. SPEAKER:—The Senate, on this day, passed Assembly bill No. 508, an Act for the relief of H. P. Holmes, late Treasurer of Sonoma County;

Also, passed Assembly bill No. 608, an Act to provide for the maintenance and government of the State burial ground;

Also, refused to pass Assembly bill No. 754, an Act for the relief of the Magdalen Asylum of the City and County of San Francisco;

Also, passed Assembly bill No. 665, an Act amendatory of and supplemental to an Act amendatory of an Act to authorize D. B. Northrup, Horace Cole, and E. B. Goddard, and their associates, to construct a plank road, or bridge, over the waters of Mission Bay, in the City and County of San Francisco, approved April eighteenth, eighteen hundred and sixty-two, and an Act amendatory thereof, approved April twenty-fourth, eighteen hundred and sixty-three, approved April fourth, eighteen hundred and sixty-four;

Also, adopted Senate concurrent resolution No. 49, authorizing the Controller of State to collate the laws relating to the levy and collection of taxes;

Also, concurred in Assembly concurrent resolution No. 80, relating to adjournment;

Also, amended and adopted Assembly concurrent resolution No. 8, proposing amendments to the Constitution of the State of California

CHAS. W. GORDON,
Assistant Secretary.

Senate concurrent resolution No. 49, above reported, was adopted in concurrence.

Senate amendments to substitute for Assembly concurrent resolution No. 8, above reported, were adopted, and then the resolution as amended was adopted, by the following vote:

AYES—Messrs. Ayer, Bosquit, Braly, Brown of Contra Costa, Bugbee, Campbell, Chamberlain, Chappell, Clayton, Coghlan, Collier, Corey, Dorr, Dwyer, Eagar, Goodall, Hansbrow, Hatch, Hill, Holden, Howard, Huestis, Hunt of Sacramento, Hunt of Santa Clara, Ireland, Kidder, Leech, Meredith, Murch, Olds, Pattison, Perrin, Sawyer, Sherwood, Smith of El Dorado, Steele, Stewart, Tilden, Wiggin, Wilcox, and Mr. Speaker—41.

NOES—Messrs. Goodwin, Lee, McClelland, Satterwhite, Sexton, and Ward—6.

Mr. Hill offered the following resolution :

Resolved, That Charles S. Winn, Porter of committee rooms, be allowed

fifty cents per day from the commencement of the session, and the Controller of State is hereby authorized to draw his warrant for that amount.

Lost.

Mr. Dornin made the following report :

MR. SPEAKER :—The Nevada delegation, to whom was referred Senate bill No. 232, an Act to authorize J. M. Abbott and others to lay down and maintain water pipes in the streets of the Town of Summit City, report the same back, and recommend its indefinite postponement, the powers therein proposed having been granted to the Trustees of the Town of Meadow Lake by the Act incorporating said town.

DORNIN, for Delegation.

Senate bill No. 232, above reported, was indefinitely postponed.

MESSAGE FROM THE SENATE.

The following message was received from the Senate :

SENATE CHAMBER, }
April 2d, 1866. }

MR. SPEAKER :—The Senate, this day passed, with amendments, Assembly bill No. 742, an Act to encourage the cultivation of oysters in the County of Contra Costa, and respectfully ask concurrence of the Assembly in amendments ;

Also, passed Senate bill No. 435, an Act concerning oyster beds.

CHAS. W. GORDON,
Assistant Secretary.

Senate bill No. 435, above reported, read first and second times, rules suspended, read third time, and passed.

The House concurred in Senate amendments to Assembly bill No. 742, above reported.

Mr. Bosquit offered the following resolution :

Resolved, That the Postmaster of the Assembly (J. H. Bourland) be and is hereby required to remain in Sacramento one week after the adjournment, and forward to the members all mail matter to their address, for which service he shall receive three dollars per day, and the Controller of State is hereby authorized to draw his warrant on the Contingent Fund of the Assembly, and the Treasurer to pay the same.

Adopted.

Mr. Eagar offered the following resolution :

Resolved, That the Clerk of the Committee on Ways and Means is hereby allowed one dollar per day extra pay during his term of service, and the Controller of State is hereby authorized to draw his warrant for the same, payable out of the Contingent Fund of the Assembly.

Adopted.

MESSAGE FROM THE SENATE.

The following message was received from the Senate :

SENATE CHAMBER,
April 2d, 1866. }

Mr. SPEAKER:—The Senate, this day, passed Assembly bill No 752, an Act to authorize the County Auditor of Fresno County to issue bonds to aid in the construction of a wagon road;

Also, adopted Senate concurrent resolution requesting Senators and Representatives from California to favor legislation giving the right of way over public lands to owners of water ditches, flumes, and canals, for mining, agricultural, and mechanical purposes.

CHAS. W. GORDON,
Assistant Secretary.

Senate concurrent resolution, above reported, was adopted in concurrence.

Mr. Satterwhite made the following report:

Mr. SPEAKER:—The San Bernardino delegation, to whom was referred Senate bill No. 398, report the same back, and recommend that it be indefinitely postponed.

SATTERWHITE, for Delegation.

Senate bill No. 398, above reported, was indefinitely postponed.

Mr. Wilcox offered the following resolution:

Resolved, That the pay of M. D. Boruck, Chief Clerk of the Assembly, be increased two dollars per day from the commencement of the session, and the Controller of State is hereby directed to draw his warrant in favor of the said M. D. Boruck for two hundred and forty dollars, and the Treasurer of State to pay the same out of the Contingent Fund of the Assembly.

Adopted.

Mr. Wiggin offered a resolution providing for one dollar per day extra pay to E. W. Thomas for raising the flag over the Capitol.

Mr. Hunt of Santa Clara offered the following as a substitute:

Resolved, That the Assistant Sergeant-at-Arms, the Porters, Watchman, Pages, and Fireman of the Assembly, receive fifty cents per day additional pay during the session, and the Controller of State is hereby directed to draw his warrant for the same, payable out of any funds in the Treasury not otherwise appropriated.

Ruled out of order, (Mr. Chamberlain in the Chair.)

Mr. Dornin, from the Committee on Enrolment, made the following report:

Mr. SPEAKER:—The Committee on Enrolment have carefully examined, and find correctly enrolled, Assembly bill No. 755, an Act supplemental to an Act entitled an Act to re-district the County of Santa Cruz, and to provide for the election of Supervisors, approved April second, eighteen hundred and sixty-six;

And on this, the second day of April, eighteen hundred and sixty-six, presented the same to the Governor for his approval

DORNIN, for Committee.

The Speaker pro tem. (Mr Chamberlain in the Chair) having decided that it would require a two thirds vote of the House to consider the resolution offered by Mr. Wiggin, Mr. Coghlan appealed, and the decision of the Chair was reversed.

MESSAGE FROM THE SENATE.

The following message was received from the Senate :

SENATE CHAMBER,
April 2d, 1866. }

MR. SPEAKER :—The Senate, this day, passed Assembly bill No. 755, an Act supplemental to an Act entitled an Act to re-district the County of Santa Cruz, and to provide for the election of Supervisors, approved April second, eighteen hundred and sixty-six ;

Also, Senate bill No. 440, an Act defining the time when reports shall be made by certain officers.

CHAS. W. GORDON,
Assistant Secretary.

Senate bill No. 440, above reported, read first and second times, rules suspended, read third time, and passed.

Mr. Sawyer offered the following resolution :

Resolved, That the Assistant Sergeant-at-Arms, Clerk of the Sergeant-at-Arms, and two Porters of the Assembly, Messrs. Callish and Brown ; the Watchman of the Assembly, I. H. Hathaway ; the Fireman, and Pages of the Assembly, be each allowed fifty cents per day additional pay, during the session of the Legislature ; and the Controller of State is hereby directed to draw his warrants in their favor for the same, payable out of any funds in the Treasury not otherwise appropriated.

Upon which, Messrs. Perrin, Leech, and Ayer, demanded the ayes and noes, and the resolution was rejected, by the following vote :

AYES—Messrs. Brown of Contra Costa, Brown of Tulare, Chase, Hamlin, Huestis, Kidder, McClelland, Sawyer, and Wilcox—9.

NOES—Messrs. Ayer, Batchelder, Bledsoe, Bosquit, Bowman, Bugbee, Campbell, Chamberlain, Clayton, Collier, Dutton, Dwyer, Goodall, Greene, Hatch, Hoag, Ireland, Leech, Lemon, Murch, Pattison, Perrin, Reed, Sexton, Stewart, Taylor, and Wiggin—27.

Mr. Sawyer offered the following resolution :

Resolved, That E. L. Selfridge, Copying Clerk of the Assembly, be allowed one week's extra pay for work done at the desk during the absence of the Chief Clerk for two weeks, and the Controller of State is hereby authorized and required to draw his warrant on the Contingent Fund of the Assembly, to be paid by the Treasurer.

Lost.

Mr. Brown of Contra Costa offered the following resolution :

Resolved, That the thanks of the Assembly be and the same are hereby tendered to Mr. William C. Norton for his able and efficient services ren-

dered as Clerk of the Judiciary Committee of the Assembly during the sixteenth session of the Legislature of this State.

Adopted.

Mr. Eagar offered the following resolution :

Resolved, That the thanks of this Assembly are hereby tendered to the Clerks, Sergeant-at Arms, and other officers and attachés of this body, for the faithful and efficient manner in which they have each discharged the duties of their several offices during this session.

Adopted.

Mr. Dornin, from the Committee on Enrolment, made the following report :

MR. SPEAKER:—The Committee on Enrolment have examined, and found correctly enrolled, Assembly bill No. 508, an Act for the relief of H. P. Holmes, late Treasurer of Sonoma County ;

Also, Assembly bill No. 707, an Act to pay the claim of John D. Crowley ;

Also, Assembly bill No. 608, an Act to provide for the maintenance and government of the State burial ground ;

Also, Assembly bill No. 742, an Act to encourage the cultivation of oysters in the County of Contra Costa ;

And on this, the second day of April, eighteen hundred and sixty-six, presented the same to the Governor for his approval.

DORNIN, for Committee.

Mr. Howard offered a concurrent resolution relating to the promotion of Major-General McDowell.

Upon which, Messrs. Holden, Ward, and Hearst, demanded the ayes and noes, and the resolution was adopted, by the following vote :

AYES—Messrs. Anthony, Ayer, Batchelder, Bosquit, Chamberlain, Clayton, Coghlan, Collier, Dorr, Dornin, Dutton, Dwyer, Eagar, Goodall, Hamlin, Hatch, Hill, Hogle, Howard, Huestis, Hunt of Santa Clara, Ireland, Kidder, Leech, Lemon, Maholmb, Meredith, Murch, Olds, Pattison, Perrin, Sawyer, Singleton, Smith of Butte, Smith of El Dorado, Steele, Stewart, Wiggin, Wilcox, and Mr. Speaker—40.

NOES—Messrs. Bledsoe, Braly, Brown of Tulare, Bugbee, Chase, Downing, Goodwin, Hansbrow, Hearst, Hoag, Holden, Lupton, Mace, Satterwhite, Sexton, and Ward—16.

Mr. Dornin, from the Committee on Enrolment, made the following report :

MR. SPEAKER:—The Committee on Enrolment have examined, and found correctly enrolled, Assembly bill No. 752, an Act to authorize the County Auditor of Fresno County to issue bonds to aid in the construction of a wagon road ;

Also, Assembly concurrent resolution No. 8, proposing amendments to the Constitution of the State of California ;

And on this, the second day of April, eighteen hundred and sixty-six, at nine o'clock and thirty minutes P. M., delivered the same to the Governor for his approval.

DORNIN, for Committee.

MESSAGE FROM THE GOVERNOR.

The following message was received from the Governor:

STATE OF CALIFORNIA, EXECUTIVE DEPARTMENT, }
Sacramento, April 2d, 1866. }

To the Assembly of the State of California:

I have to inform your honorable body that I have approved Assembly bill No. 528, an Act to amend an Act entitled an Act amendatory of an Act entitled an Act to define the boundaries and provide for the organization of Lake County, approved May the twentieth, eighteen hundred and sixty-one, approved February twenty-ninth, eighteen hundred and sixty-four;

Also, Assembly bill No. 562, an Act to authorize J. Henry Wood and A. N. Wood, with their associates and assigns, to construct and maintain a turnpike road in the County of Fresno;

Also, Assembly bill No. 417, an Act to extend the time for the erection of certain gas works in the City and County of San Francisco;

Also, substitute for Assembly bill No. 591, an Act supplemental to and amendatory of an Act entitled an Act to provide for the reclamation and segregation of swamp and overflowed, and salt marsh, and tide lands donated to the State of California by an Act of Congress, approved May thirteenth, eighteen hundred and sixty-one, and all Acts amendatory thereof;

Also, Assembly bill No. 598, an Act granting to certain persons therein named the right to lay a railroad track along certain streets in the City and County of San Francisco;

Also, Assembly bill No. 748, an Act concerning the office of District Attorney of the County of Calaveras;

Also, Assembly bill No. 753, an Act to amend an Act entitled an Act to create the office of State Printer, and define the duties and compensation thereof, and to provide for the time and manner of election, approved May first, eighteen hundred and fifty-four, and all Acts amendatory thereof or supplementary thereto;

Also, Assembly bill No. 751, an Act to re-enact section one of an Act entitled an Act providing for the government of the County of Sacramento, approved April twenty-fifth, eighteen hundred and sixty-three;

Also, Assembly bill No. 196, an Act in relation to probate sales;

Also, Assembly bill No. 659, an Act to authorize Lewis Schwartz and Charles F. Miller to construct a wharf near the Aptos Creek, in Santa Cruz County;

Also, Assembly bill No. 708, an Act further defining the duties of County Recorder of Yuba County;

Also, Assembly bill No. 649, an Act to regulate the fees of Constables in the County of San Francisco;

Also, Assembly bill No. 702, an Act to amend an Act entitled an Act concerning roads and highways in the County of Monterey, approved April eighth, eighteen hundred and sixty-two;

Also, Assembly bill No. 566, an Act to authorize all the counties south of Santa Clara County to aid in the construction of the Southern Pacific Railroad;

Also, Assembly bill No. 466, an Act for the relief of Alexander Gibson;

Also, Assembly bill No. 623, an Act to amend an Act entitled an Act concerning the officers of Calaveras County, and the collection of poll taxes, license taxes, and foreign miners' licenses taxed in said county, approved February twenty-sixth, eighteen hundred and fifty-nine;

Also, Assembly bill No. 744, an Act to regulate the drawing of warrants on the Treasurer of Shasta County;

Also, Assembly bill No. 726, an Act amendatory of an Act approved March thirty-first, eighteen hundred and sixty-three, entitled an Act to amend an Act entitled an Act in relation to public roads in the County of El Dorado, and to the Road Fund of said county, approved February twenty-seventh, eighteen hundred and sixty-two;

Also, substitute for Assembly bill No. 17, an Act to authorize the Board of Supervisors of the County of Siskiyou to transfer and loan the surplus moneys now on hand and that may hereafter annually accrue in the County Hospital General Fund, and the District Hospital Funds of said county, to the General Fund and School Fund of said county;

Also, Assembly bill No. 704, an Act to further amend an Act to incorporate the City of Monterey, approved May eleventh, eighteen hundred and fifty-three, as amended March fourth, eighteen hundred and fifty-seven;

Also, Assembly bill No. 632, an Act to provide for the payment of the State's portion of the County Auditors' salaries in the Counties of Shasta and Plumas;

Also, substitute for Assembly bill No. 514, an Act amendatory of a supplemental Act, approved April eleventh, eighteen hundred and sixty-two, entitled an Act to provide for the reclamation and segregation of swamp and overflowed, and salt marsh, and tide lands, approved May thirteenth, eighteen hundred and sixty-one;

Also, Assembly No. 684, an Act amendatory of and supplemental to an Act entitled an Act to provide for a railroad within the City and County of San Francisco, passed April seventeenth, eighteen hundred and sixty-one, and the Act amendatory thereof passed March twenty-eighth, eighteen hundred and sixty-three;

Also, Assembly bill No. 731, an Act concerning the official bonds of officers in and for the County of Santa Barbara;

Also, Assembly bill No. 582, an Act to appropriate money to complete the Broderick monument;

Also, Assembly bill No. 156, an Act providing for the determination of actions for the recovery of the possession of lands and tenements, for rents and profits growing out of the same, and for damages for the withholding thereof in certain cases;

Also, Assembly bill No. 745, an Act to regulate the issue of county warrants in the County of Trinity;

Also, Assembly bill No. 239, an Act to legalize assessments and to provide for the collection of delinquent taxes in the several counties of this State;

Also, Assembly bill No. 733, an Act to authorize the Supervisors of Solano County to transcribe and preserve such records of Solano County as said Supervisors may direct;

Also, substitute for Assembly bill No. 102, an Act entitled an Act concerning partnerships for mining purposes;

Also, Assembly bill No. 529, an Act to amend an Act entitled an Act to authorize the County Treasurers of the Counties of Napa, Lake, and Mendocino, to collect and receive certain public moneys as revenue, approved February twenty-ninth, eighteen hundred and sixty-four;

Also, Assembly bill No. 738, an Act to provide for the exemption of the members of the San Francisco Fire Department from military and jury duty ;

Also, Assembly bill No. 555, an Act to authorize the Exempt Fire Company of San Francisco to receive and manage the San Francisco Fire Department Charitable Fund, and receive from the City and County of San Francisco a house and lot for its use ;

Also, Assembly bill No. 715, an Act to revive, re-enact, and continue in full force and effect an Act entitled an Act to fund the debt of the County of San Diego, and provide for the payment of the same, approved May fourth, eighteen hundred and fifty-five ;

Also, Assembly bill No. 710, an Act to authorize and empower the Board of Supervisors of the City and County of San Francisco to change the grades of certain streets in said city and county ;

Also, substitute for Assembly bill No. 68, an Act to provide for the collection of the revenue in and for the County of Mendocino ;

Also, Assembly bill No. 664, an Act for the relief of James R. Traverse ;

Also, Assembly bill No. 570, an Act to amend an Act entitled an Act concerning the collection of poll taxes, license taxes, and foreign miners' licenses, in the County of Sierra, approved April ninth, eighteen hundred and sixty-two ;

Also, Assembly bill No. 747, an Act to amend an Act entitled an Act to create a Board of Supervisors in the counties of this State, and to define their duties and powers ;

Also, substitute for Assembly bill No. 489, an Act for the relief of Garrett Welton ;

Also, Assembly bill No. 117, an Act to amend an Act entitled an Act to grant the right of way for a railroad track within the limits of the City and County of San Francisco, passed April twentieth, eighteen hundred and sixty-three ;

Also, Assembly bill No. 329, an Act to confer additional powers on the Board of Supervisors of the City and County of San Francisco ;

Also, Assembly bill No. 723, an Act to re-district the County of Santa Cruz, and to provide for the election of Supervisors ;

Also, substitute for Assembly bill No. 452, an Act submitting to the voters of Lake County, at the next general election, the removal of the county seat thereof ;

Also, substitute for Assembly bill No. 658, an Act to authorize the sale and conveyance to William Alvord, his associates and assigns, of certain overflowed lands in the City and County of San Francisco ;

Also, Assembly bill No. 532, an Act to authorize John Torney, J. B. Frisbie, and Nathan Coombs, to establish and maintain a public ferry across the Straits of Carquinez ;

Also, Assembly bill No. 408, an Act to appropriate money for the payment of J. W. Morris ;

Also, Assembly bill No. 57, an Act to create a Board of Water Commissioners in Fresno County, and to define their powers and duties ;

Also, Assembly bill No. 608, an Act to provide for the maintenance and government of the State burial ground ;

Also, Assembly bill No. 707, an Act to pay the claim of John D. Crowley ;

Also, Assembly bill No. 742, an Act to encourage the cultivation of oysters in the County of Contra Costa ;

Also, Assembly bill No. 755, an Act supplementary to an Act entitled an

Act to re-district the County of Santa Cruz, and to provide for the election of Supervisors, approved April second, eighteen hundred and sixty-six ;

Also, proposed amendment to the Constitution of the State of California relative to judicial elections ;

Also, Assembly bill No. 752, an Act to authorize the County Auditor of Fresno County to issue bonds to aid in the construction of a wagon road.

FRED'K F. LOW,
Governor.

Mr. Chappell offered the following resolution :

Resolved, That Hiram Arents, Clerk of the Sergeant-at-Arms of the Assembly, be allowed one week's extra pay for services rendered, and the Controller of State be and is hereby authorized and directed to draw his warrant on the Treasurer, payable out of the Contingent Fund of the Assembly, for the same.

Adopted.

Mr. Eagar offered the following resolution :

Resolved, That a committee of three be appointed by the Chair to wait upon the Governor and ascertain if he has any message to communicate to this Assembly, and to report the result of the inquiry to this body as soon as practicable.

Adopted.

MESSAGE FROM THE SENATE.

The following message was received from the Senate :

SENATE CHAMBER,
April 2d, 1866. }

MR. SPEAKER:—The Senate, this day, adopted Senate concurrent resolution No. 50, appointing a committee to wait on His Excellency the Governor, and have appointed Messrs. Wright, Hawes, and Shaw, a committee on the part of the Senate.

CHAS. W. GORDON,
Assistant Secretary.

Senate concurrent resolution No. 50, above reported, was adopted in concurrence.

Messrs. Leech, Brown of Contra Costa, and Goodwin, were appointed a committee to wait upon the Governor, in pursuance of the resolution above adopted.

Mr. Greene made the following report :

MR. SPEAKER:—The committee appointed to look into and report the amount to be written up of the Appendix, have to make a report of three hundred and forty folios in addition to the amount previously reported this day.

GREENE, for Committee.

Adopted.

Mr. Leech made the following report :

MR. SPEAKER:—The Joint Committee appointed by the Senate and

Assembly to wait upon the Governor and ascertain if he had any message for the Senate or Assembly, waited upon His Excellency, and he instructed us to inform this Assembly that he had no further communication.

LEECH,
BROWN,
GOODWIN,
Assembly Committee.

MESSAGES FROM THE SENATE.

The following messages were received from the Senate :

SENATE CHAMBER,
April 2d, 1866. }

Mr. SPEAKER :—The Senate, this day, concurred in Assembly concurrent resolution No. 82, recommending Major General McDowell for promotion ;

Also, concurred in Assembly concurrent resolution No. 81, authorizing the Secretary of State to place one copy of the lithographed amendment to the Constitution of the United States in the Senate Chamber and House of Assembly.

CHAS. W. GORDON,
Assistant Secretary.

SENATE CHAMBER,
April 2d, 1866. }

Mr. SPEAKER :—The Senate, this evening, adopted and ordered transmitted immediately to the Assembly, Assembly bill No. 269, amendment to the Constitution.

CHAS. W. GORDON,
Assistant Secretary.

The Journal of the day was then read and approved.

JOHN YULE,
Speaker of Assembly.

Attest : M. D. BORUCK, Chief Clerk of Assembly.

The Speaker made the following valedictory remarks :

GENTLEMEN OF THE ASSEMBLY :—The full period of one hundred and twenty days, to which the Constitution limits our session, is about to expire. Although this term is but a brief epoch in the cycles of the centuries, it may be that we have freighted these few days with incalculable blessings or woes to unborn generations. In the confident belief that the integrity of our motives has been a sufficient guarantee against serious evils, and in the hope that unity of purpose and soundness of intention have so far supplied the lack of extraordinary wisdom as to have secured beneficial legislation, it seems to me that it may somewhat alleviate the pangs of parting to indulge in a brief retrospect of the results of our deliberations. To the full extent within our power we have confirmed the sublime edict which declared that America's free soil shall henceforth be trod by none but freemen ; that Columbia's balmy breezes shall never more be breathed but by the free ; that our glorious Union banner, with its gorgeous blazonry of stars, shall wave above a slave henceforward never more. Here we might afford to close our

record, and go forth to meet our constituents bold browed and confident ; but I think we may congratulate ourselves, gentlemen, that we can safely and proudly point to other acts, scarcely, if at all less worthy of commendation. Next to the grand privilege of bestowing that inestimable boon, free suffrage, upon those who had not previously enjoyed it, is that of hedging around with safeguards and immunities from fraud those to whom rightfully belong that priceless prerogative. This, by the passage of the wise and well digested Registry Law, which originated in the Senate, I believe we have aided to accomplish, thus preserving the purity of the ballot box and strengthening the foundations of our government.

Next, if not equal in importance in a Republican Government, to free suffrage and a sacred ballot box, is a wise and liberal system of universal education. To secure this boon to the youth of our State, the present Legislature has matured and passed enactments which I believe will compare favorably with the codes of our elder sister States, or of any country beneath the sun. Although we have considered it essential to the educational interest to double the taxation of previous years for school purposes, I feel sanguine that none of our acts will receive heartier plaudits from our constituents than this. While I feel thus sanguine that we will be justified in pointing with pride and confidence to these leading acts of the session, I also feel safe in asserting that our general course of legislation has been just and economical. Trusting that this may be the verdict of those to whom we must account, and that we may one and all receive the award of their approbation and that of our own minds and consciences, I retire from the honorable position which you saw fit to confer, with kind and grateful feelings toward all, and malice toward none, keenly sensible to the fact that I have often erred, and knowing full well that where I have measurably succeeded in fulfilling my trust, I owe it more to your kind indulgence and assistance than to any merit of my own. Wherefore, if in any case, I have been able to acquit myself creditably, to you I concede the principal merit ; and if at any time I have improperly yielded to the ardor and impetuosity common to youth and inexperience, may I not hope that you will, with your usual leniency, forget, and, with your usual charity, forgive ? And now, gentlemen, ere we part, let me hope that all asperities, if any exist, may be buried with the dead past, and that the pleasant incidents of our intercourse may live and be forever green in our memories, to gladden our hearts as we travel our several and perhaps divergent paths through life, and let me hope that, however remotely space may hereafter divide us, our hearts will each respond in sympathy to genial recollections of this sixteenth session of the California Legislature, and that each will, until stilled by death, beat full and true to the impulses of freedom and lofty patriotism.

I now declare the Assembly adjourned *sine die*.

And, accordingly, at twelve o'clock p. m., the House adjourned.